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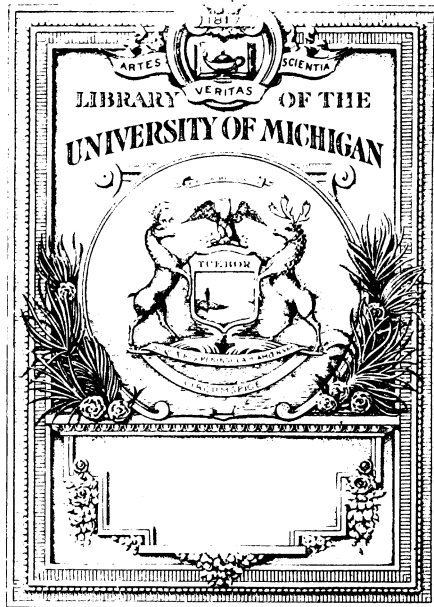
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# HOUSE JOURNAL

OF THE

## FIFTY-FIFTH GENERAL ASSEMBLY

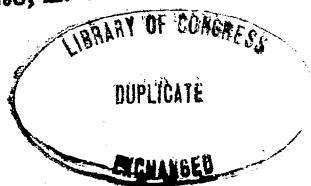
OF THE

## STATE OF TENNESSEE

WHICH, CONVENED AT

NASHVILLE, MONDAY, JANUARY 7, A.D. 1907

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NASHVILLE, TENN.  
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HOUSE JOURNAL  
OF THE  
Fifty-Fifth General Assembly

OF THE  
STATE OF TENNESSEE

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MONDAY, JANUARY 7, 1907.

FIRST DAY.

The House of Representatives of the Fifty-fifth General Assembly convened at the Capitol at 12 o'clock M., and was called to order by Mr. E. B. Martin, Principal Clerk of the House, who announced that proceedings would be opened with prayer by Rev. Geo. W. Shelton, of Nashville, pastor of the Russell Street Presbyterian Church, U. S. A.

The roll of counties was called and the following Representatives-elect came forward, presented their credentials and were qualified by Chief Justice W. D. Beard, of the Supreme Court of Tennessee:

REPRESENTATIVES PROPER.

Bedford—J. A. Thompson.  
Blount—R. S. Walker.  
Cannon—W. F. Dickens.  
Carroll—S. E. Murray.  
Claiborne—J. Frank White.  
Coffee—J. M. Travis.  
Crockett—J. P. Baldrige.  
Davidson—W. B. Sneed.  
Davidson—J. M. Wilkerson.  
Davidson—Geo. W. Peay.  
Davidson—C. R. Jackson.  
Davidson—J. R. Matthews.

Davidson—W. B. Marr.  
Dickson—J. T. Hudson.  
Dyer—S. B. Tatum.  
Fayette—E. L. Morris.  
Franklin—H. H. Horton.  
Gibson—G. W. Boucher.  
Gibson—A. D. Hassell.  
Giles—G. P. Meadows.  
Greene—James Armitage.  
Hamilton—W. H. Cummings.  
Hamilton—Frank S. Carden.  
Hamilton—G. D. Groner.  
Hardeman—D. J. Campbell.  
Hardin—Watt Hardin.  
Henry—R. C. McElroy.  
Hickman—W. T. Fielder.  
Hawkins—J. W. Rowan.  
Haywood—Currie Dixon.  
Jackson—Frank Richmond.  
Knox—Eugene M. Webb.  
Knox—J. W. Drummond.  
Knox—Thomas A. Rambo.  
Lauderdale—J. F. Dunavant.  
Lincoln—H. T. Holman.  
Marshall—R. M. Howland.  
Madison—A. H. Askew.  
Madison—R. A. Harris.  
Maury—A. A. Lipscomb.  
Maury—W. T. Galloway.  
Montgomery—John T. Cunningham, Jr.  
Monroe—E. C. Miller.  
McMinn—H. M. Candler.  
McNairy—P. H. Thrasher.  
Obion—G. R. Kenney.  
Overton—Robert Poston.  
Putnam—Quimby Dyer.  
Robertson—V. A. Bradley.  
Rutherford—M. E. Neeley.  
Sevier—J. A. Householder.  
Shelby—W. H. Johnson.  
Shelby—John J. Shea.  
Shelby—Albert Benham.  
Shelby—Fred D. Waddell.  
Shelby—J. Messick Hall.

Smith—Dr. C. S. Sampson.  
Stewart—Dr. D. L. Howell.  
Sullivan—J. Parkes Worley.  
Sumner—D. A. Montgomery.  
Tipton—R. F. Miller.  
Warren—J. L. Garnett.  
Washington—Dr. C. A. Royston.  
Weakley—John E. Everett.  
White—John S. Cooper.  
Williamson—H. H. Lane.  
Wilson—L. P. MacFarland.

#### JOINT REPRESENTATIVES.

First District—Johnson and Carter—J. N. Edens.  
Second District—Sullivan and Hawkins—S. L. Chestnut.  
Third District—Greene, Washington and Unicoi—R. M. Ray.  
Fourth District—Jefferson and Hamblen—W. J. Donaldson.  
Sixth District—Scott, Campbell and Union—W. M. York.  
Seventh District—Anderson and Morgan—S. H. Jestes.  
Eighth District—Knox and Loudon—Jesse Cottrell.  
Ninth District—Polk, Bradley and James—F. G. Tallant.  
Tenth District—Meigs and Rhea—J. R. Neal.  
Twelfth District—Fentress, Pickett, Overton and Clay—W. C. Smith.  
Thirteenth District—Marion and Franklin—C. H. Corn.  
Fourteenth District—Sumner, Macon and Trousdale—D. B. Puryear.  
Fifteenth District—Davidson and Wilson—John E. Perry.  
Sixteenth District—Bedford, Moore and Lincoln—G. P. Muse.  
Seventeenth District—Giles, Lawrence, Lewis and Wayne—F. L. Schubert.  
Eighteenth District—Williamson, Robertson and Cheatham—W. S. Lockert.  
Nineteenth District—Montgomery and Houston—John Largent.  
Twentieth District—Humphreys and Perry—A. H. Wiggs.  
Twenty-first District—Benton and Decatur—D. B. Thomas.  
Twenty-second District—Henry, Weakley and Carroll—D. A. Burkhalter.  
Twenty-third District—Madison and Henderson—D. E. Scott.  
Twenty-fourth District—Haywood, Hardeman and Chester—J. R. Edwards.  
Twenty-fifth District—Obion, Lake and Dyer—T. C. Gordon.  
Twenty-sixth District—Tipton and Lauderdale—S. H. Mitchell.

Twenty-seventh District—Shelby and Fayette—C. A. Stainback.

TEMPORARY SPEAKER.

The oath having been administered and subscribed to by all the members who presented their certificates, and a quorum of the House being present, the Clerk announced that the election of a Temporary Speaker was in order.

Thereupon Mr. Gordon nominated Hon. R. C. McElroy, of Henry County, for Temporary Speaker.

There being no other nominations, Mr. McElroy was elected by acclamation, and was escorted to the Speaker's stand by Messrs. Dickens, Bradley and Gordon.

On assuming the gavel, Mr. McElroy expressed his thanks to the body for the honor conferred upon him.

Thereupon the House adjourned until to-morrow morning at 10 o'clock.

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TUESDAY, JANUARY 8, 1907.

SECOND DAY.

The House met at 10 o'clock and was called to order by Temporary Speaker McElroy.

The proceedings were opened with prayer by Rev. Chas. E. Sullivan.

The roll of counties was then called, when the following Representatives came forward, presented their credentials and were qualified by Chief Justice W. D. Beard, of the Supreme Court of Tennessee, to wit:

DeKalb County—J. H. S. Knowles.

Roane County—J. M. Hartley.

Shelby County—W. F. Gill.

Shelby County—S. H. Cooper.

Eleventh Floterial District—Bledsoe, Sequatchie, VanBuren, Cumberland and Grundy—A. L. Garrison.

The roll was called and a quorum found to be present.

PERMANENT SPEAKER.

The oath having been administered to all the members who presented their certificates, and a quorum of the House being present, the Temporary Speaker announced that the election of a Permanent Speaker was in order.

Thereupon, Mr. Gordon nominated Hon. John T. Cunningham, Jr., of Montgomery County.

Mr. Dixon seconded the nomination.

There being no other nominations, on motion of Mr. Hassell, Mr. Cunningham was elected by acclamation and declared Speaker of the House of Representatives of the Fifty-fifth General Assembly.

Mr. Cunningham was escorted to the Speaker's stand by Messrs. Bradley, Dixon and Puryear, and expressed his thanks for the honor conferred upon him.

CHIEF CLERK.

The next order of business being the election of a Chief Clerk, Mr. Bradley nominated Mr. Edward B. Martin, of Davidson County.

Mr. Cottrell seconded the nomination and moved that the election of Mr. Martin be made unanimous.

There being no other nominations, Mr. Martin was declared elected Chief Clerk of the House of Representatives of the Fifty-fifth General Assembly.

ASSISTANT CLERK.

The next order of business being the election of an Assistant Clerk, Mr. McElroy nominated Mr. Fred T. Wilson, of Smith County.

There being no other nominations, on motion of Mr. Murray, Mr. Wilson was elected by acclamation.

ENGROSSING CLERK.

The House then proceeded to the election of an Engrossing Clerk and Mr. Fielder nominated Miss Flora Harlan, of Maury County.

On motion of Mr. Dixon, Miss Harlan was elected Engrossing Clerk by acclamation.

SERGEANT-AT-ARMS.

The next order of business being the election of a Sergeant-at-Arms, Mr. Benham nominated Vernon H. Sharp, of Davidson County.



There being no other nominations, on the motion of Mr. Garnett, Mr. Sharp was elected Sergeant-at-Arms by acclamation.

#### ASSISTANT SERGEANTS-AT-ARMS.

The next order of business being the election of two Assistant Sergeants-at-Arms, Mr. Lane nominated James K. Polk, of Davidson County.

Mr. Horton nominated Mr. Isom Byrom, of Franklin County.

On motion of Mr. Askew, James K. Polk and Isom Byrom were elected Assistant Sergeants-at-Arms by acclamation.

The newly elected officers were then called to the Speaker's stand and the oath of office was administered by Mr. Speaker Cunningham.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate through its Chief Clerk:

MR. SPEAKER: I am directed to inform the House that the Senate has perfected permanent organization by the election of the following officers: Speaker, Hon. E. G. Tollett, of Cumberland County; Chief Clerk, Edward W. Thomas, of Humphreys County; Assistant Clerk, Edward H. Burk, of Smith County; Engrossing Clerk, Miss Laura Barry, of Sumner County; Sergeant-at-Arms, Mr. W. G. Sullivan, of Rutherford County; Pages, Frank Hallam, of Wilson County, and Mike Madden, of Shelby County.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to inform the House that the Speaker of the Senate has appointed Messrs. Foust and Morrison as a committee on the part of the Senate to inform the Governor of the organization of the General Assembly.

THOMAS, *Clerk.*

#### HOUSE RESOLUTION.

By Mr. Dixon, House Resolution No. 1, To adopt the rules of the Fifty-fourth General Assembly until other rules are adopted.

The rules were suspended and the resolution was adopted.

A motion to reconsider was laid on the table.

#### HOUSE JOINT RESOLUTIONS.

By Mr. Chestnut, House Joint Resolution No. 1, To appoint committees to investigate offices of Comptroller and Treasurer.

On motion, the rules were suspended for the consideration of the resolution.

Mr. McElroy moved to amend by adding that the expert accountant should be paid the sum of one dollar per hour for services rendered and the assistants seventy-five cents per hour for services rendered, to be paid by the State Treasurer and to be embraced in the General Appropriation Bill.

An amendment was adopted.

Thereupon the resolution as amended was adopted.

A motion to reconsider was laid on the table.

By Mr. Dixon, House Joint Resolution No. 2, To provide for deficiency in current expenses of the Capitol.

Lies over.

#### HOUSE RESOLUTIONS.

By Mr. Bradley, House Resolution No. 2, To authorize the Speaker to appoint Chaplain, Journal Clerk, Doorkeeper, Assistant Engrossing Clerk and Porters for the House of Representatives.

The rules were suspended for the consideration of the resolution.

Mr. Gordon moved to amend by striking out the word "porter."

Mr. Benham moved to table the amendment.

The motion to table failed.

The amendment was thereupon adopted.

On motion of Mr. Dixon, the resolution as amended was adopted.

A motion to reconsider was laid on the table.

#### HOUSE JOINT RESOLUTIONS.

By Mr. Benham, House Joint Resolution No. 3, To provide for committees to inquire into the cost of refurnishing the House of Representatives and Senate Chamber.

The rules were suspended and the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Gordon, House Joint Resolution No. 4, To provide for porters for General Assembly.

The rules were suspended and the resolution was adopted.

A motion to reconsider was laid on the table.

Mr. McElroy moved that the Speaker appoint a committee of three to act with Senate Committee to notify the Governor of the organization of the General Assembly.

The motion prevailed.

The Speaker appointed Messrs. Cummings, Gordon and McElroy as committee on part of the House.

RECESS.

Upon motion, the House took an informal recess to await the report of the committee.

The House was called to order by Mr. Speaker Cunningham.

REPORT FROM COMMITTEE.

The committee appointed to notify the Governor of the organization of the General Assembly, submitted the following report:

MR. SPEAKER: Your committee appointed by the Speaker to notify the Governor, in conjunction with a similar committee from the Senate, of the organization of the General Assembly, have the honor to report that your committee waited upon His Excellency, Governor John I. Cox, on the 8th day of January, 1907, at 11 o'clock A. M., and notified him of the organization of the two Houses of the General Assembly, and that they awaited with pleasure any communication His Excellency had to transmit.

Thereupon the Governor congratulated the committee, and through the committee, the two Houses upon the prompt, business-like manner with which the two Houses perfect their organization, and requested the committee to report to their respective bodies that on Wednesday morning, January 9, 1907, he would be pleased to transmit his message to the General Assembly.

W. H. CUMMINGS,  
R. C. MCELROY,  
T. C. GORDON,

*Committee.*

TO SEAT MR. HICKEY.

Mr. Stainback moved that R. B. Hickey be sworn in as Representative from Cocke County.

Mr. Candler made the point of order that Mr. Brooks also had certificate of election and was entitled to a seat as Representative from Cocke County.

Mr. Cummings moved that a committee of five be appointed to investigate the status of the case and report who is entitled to be sworn in.

Mr. Benham moved to refer the question to Committee on Elections.

Mr. Cummings moved to table the motion to swear in Mr. Hickey.

The motion to table prevailed.

Mr. Cummings renewed his motion to have the Speaker appoint a committee of five to investigate the case and report who is entitled to seat from Cöcke County.

The motion prevailed.

#### HOUSE RESOLUTION.

By Mr. McElroy, House Resolution No. 3, To appropriate ten dollars to each member for the purchase of stamps.

The rules were suspended for the consideration of the resolution.

Mr. Chestnut moved to amend by striking out "ten dollars" and inserting "twenty-five dollars."

Mr. Gordon moved to table the amendment.

The motion to table prevailed.

Mr. Scott moved to amend by striking out the words "ten dollars" and inserting "five dollars."

Mr. Benham moved to table the amendment.

The motion to table prevailed.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### HOUSE JOINT RESOLUTIONS.

By Mr. Wilkerson, House Joint Resolution No. 5, To fix January 17, 1907, as date for inauguration of Governor-elect M. R. Patterson.

The rules were suspended and the resolution was adopted.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, JANUARY 9, 1907.

#### THIRD DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. Chas. E. Sullivan.

On a call of the roll 97 members were found to be present.

**SWORN IN.**

Hon. John E. Kinsland, Representative from the Fifth Flote-rial District, composed of the counties of Hancock and Grainger, came forward and was duly sworn in by Mr. Speaker Cunningham.

The Journal of yesterday's proceedings was read and approved.

**COMMITTEES ANNOUNCED.**

The appointment of the following committees was announced by Mr. Speaker Cunningham:

**COMMITTEE ON ENROLLED BILLS.**

Waddell, Chairman; Richmond, Secretary; Thomas, Hall, Askew, Wiggs, Dyer, White, Sneed, Horton, McElroy, Fielder and Cottrell.

**COMMITTEE ON RULES.**

Puryear, Chairman; Lane, Secretary; Fielder, Bradley, Gordon, Cummings, Shea, Murray, McElroy, Dixon and MacFarland.

**REPORT FROM COMMITTEE ON ENROLLED BILLS.**

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills have carefully compared House Resolutions Nos. 1, 2 and 3, and find the same correctly enrolled and ready for the signature of the Speaker; also House Joint Resolutions Nos. 1, 3, 4 and 5, and same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

**SIGNED.**

The Speaker announced that he had signed House Resolutions Nos. 1, 2 and 3.

**APPOINTMENTS ANNOUNCED.**

The following appointments, authorized by House Resolution No. 2, were announced by Mr. Speaker Cunningham:

Journal Clerk—R. H. Bartlett, Robertson County.

Chaplain—First half session, Rev. Chas. E. Sullivan, Davidson County; second half session, Rev. H. B. Blue, Davidson County.

Assistant Engrossing Clerk—Miss Mabel M. Miller, Humphreys County.

Doorkeeper—Z. P. Lee, Wilson County.

#### HOUSE RESOLUTION.

By Mr. Dixon, House Resolution No. 4, to compensate John L. Dupree for arranging House of Representatives.

On motion, the rules were suspended for the consideration of the resolution.

Mr. McElroy moved to amend by striking out "Twelve Dollars" and inserting "Eight Dollars."

Mr. Dixon moved to table the amendment.

The motion to table prevailed.

Thereupon the resolution was adopted and a motion to reconsider was laid on the table.

#### MESSAGE FROM THE GOVERNOR.

The following message from the Governor, transmitted through his private Secretary, was received.

MR. SPEAKER: I am directed by the Governor to deliver to the House of Representatives of the Fifty-fifth General Assembly a message in writing.

CLARENCE M. HAWKINS, *Secretary of the Governor.*

The message was thereupon taken up by the Clerk and read as follows:

*To the Honorable Members of the Senate and House of Representatives:*

GENTLEMEN: The position of Legislator is one of the most important in our State government. You are here under the provisions of our Constitution and laws to write the statutes to govern a great and prosperous people. You convene under most auspicious circumstances.

Tennessee is prospering as never before in her history, but we are just at the beginning of the development of our vast resource, and much is expected of you in wholesome and beneficial legislation. In conformity of law and custom, I submit to you such information deemed advisable, pertaining to our State and its affairs, and recommend the enactment of such laws and the adoption of such policies as in my judgment will prove beneficial to the people.

#### APPROPRIATION.

Sufficient money should be appropriated to properly care for the old soldiers, the widows of old soldiers, the deaf, the dumb, the blind, the insane and the wayward; to properly educate the children and for every actual need of the State government, but

the most rigid economy should be observed in all appropriations and expenditure of money consistent with the duty of a Christian and benevolent people in discharging obligations devolving upon them.

#### AGRICULTURE.

I recommend to your careful consideration the splendid report of Hon. W. W. Ogilvie, Commissioner of Agriculture. From this report you will see what great interest has been aroused throughout the State, by this department, in agricultural pursuits.

Farmers' Institutes have been held in all sections of the State, which have been well attended by practical, successful farmers, and I am sure that good results will follow.

Agriculture as a science should be taught in all the schools of the State, maintained in whole or in part, by money appropriated out of the State Treasury. The State should be more liberal towards the Agricultural Department of the University of Tennessee. The Experiment Station in connection with this department has been of incalculable value to the farmers and their sons, but many live remote from this Experiment Station, making it difficult for them to take advantage of the splendid opportunities presented at this station for learning practical and useful knowledge in reference to tilling the soil and raising stock.

The State cannot be too liberal in appropriations looking to the proper teaching of practical, scientific agriculture to the sons of Tennessee.

I recommend that you appropriate a sufficient sum of money to be expended by the Agricultural Department of Tennessee in establishing and maintaining Experiment Stations in Middle and West Tennessee, so that the farmers and their sons in these sections may be taught the science of agriculture near their homes and on their own soil.

#### BUREAU OF IMMIGRATION.

The greatest need of the farmers of Tennessee is a more adequate and trustworthy labor supply. The negro has come to be of little value as a farm hand, and we must look to some other source to meet this growing demand. We cannot expect this supply to be drawn from the ranks of the mechanics and artisans of Tennessee. In these vocations the supply is short of the demand. Those engaged therein are prosperous and contented and cannot be expected to forsake their trades for the pursuit of agriculture. Therefore, we must look beyond our own country for an additional labor supply. If we are forced to accept for-

eigners, they should be of our own selection. This selection should be so ordered that the criminals, paupers and diseased shall be rejected.

I recommend that a Bureau of Immigration be established in connection with the Agricultural Department and that sufficient funds be appropriated to maintain this department and to send agents to the North European countries to secure an adequate and satisfactory labor supply for all our needs, setting out specifically the countries in which we will solicit immigrants. We can in this way secure a class of immigrants to meet the labor demands in developing the untold resources of our splendid country, and to meet the demands of the farming interests of the State. In this way, I am sure, we can get a class of people who will make good citizens, and who will largely take up our waste and worn-out lands, reclaim and make them productive beyond measure.

#### RACE TRACK GAMBLING.

The last Legislature passed a law prohibiting gambling on race courses in Tennessee. This Act was declared unconstitutional by our courts on account of defects in the draft and form of the bill. The objections to the bill, as found by the courts, were purely on the ground that the form of the bill did not conform to the fundamental constitutional requirements. This objection can be easily overcome by a bill properly drawn.

Race horse gambling is regarded as one of the most pernicious and dangerous species of gambling known to modern times. To me it is alarming, appalling, that at this day the Christian people of this State permit to remain on their statute books a law authorizing, making legal, and recognizing this ruinous species of immorality. Why should a race horse gambler be favored by our law makers and a crap shooter be sent to the penitentiary?

I, therefore, recommend that you enact a law forever prohibiting race horse gambling in Tennessee.

#### ELECTION LAWS.

There has been a positive demand on the part of the press and the people of Tennessee for amendment to our election laws. The people are jealous of their rights and will not be satisfied with a system of election laws that begets distrust and dissatisfaction. The good results to be obtained at our elections and the perpetuity of our government rest with the purity of the ballot. There has been so much cry of machine elections in Tennessee



and such persistent charges of election frauds that the people will not be satisfied with any system that does not put the election machinery in their own hands. There should be no system of appointing election officers that begets distrust among the people, or gives excuse for charging that there exist bosses and political machines.

I, therefore, recommend that our election laws be so amended as to provide for the selection of three commissioners, one from each grand division of the State, to be elected by a direct vote of the people; giving these officials power to appoint Election Commissioners and Commissioners of Registration for the various counties, who in turn shall appoint officers to hold all elections; and providing the same penalty for failure to serve as officers of election as is now fixed by statute for failure to perform jury service. Providing, further, that all officers to hold elections shall be named and a list of same published a sufficient length of time before the day of election. And giving the candidates, through their friends and representatives, an opportunity to see the voting and witness the counting of votes.

#### PUBLIC SCHOOLS.

Education is the chief defense of nations. Progress and development of our resources must be measured by our intelligence and practical knowledge. No one longer questions the duty of the State in the education of its children. We cannot be too liberal in this respect, so long as our appropriations shall be used with wisdom and economy that the best results may be obtained.

The State is to be congratulated on having at the head of its public school system Superintendent S. A. Mynders. With his training in the public schools, his great energy and love for the cause of education, he has aroused the greatest interest in education ever known in the history of the State. His administration has improved the mode of teaching, increased the number of attendance in the schools and the days of school in each year. No greater work could be done for the future development of our State, no greater security could be given for law and order and good citizenship.

We should not be satisfied with a public school system that does not give a school of at least six months duration in each year, taught by a competent teacher, in a comfortable school-house, and within reasonable distance of all children of school age in Tennessee, without regard to where they live. In these schools should be taught technical, industrial knowledge.

I therefore recommend that the provisions of the Tollett bill be extended so that these results may be attained.

Money appropriated for public schools will yield but poor results if we do not provide competent teachers for the school room. Every encouragement practicable should be used to induce young men and young women to qualify themselves to teach. I deem it as important to prepare the teachers as to educate the child. We cannot procure parties competent to teach the children technical, industrial, useful knowledge unless we prepare them. We cannot reach a maximum productiveness without such training. A public school system that does not give such training is largely a waste of money.

#### PEABODY NORMAL COLLEGE.

We have located temporarily in the city of Nashville the Peabody Normal College, sustained in large part by the generous bequest of George W. Peabody.

This is the best school in the South for the training of teachers.

The Trustees of the Peabody fund now have under consideration its permanent location. Nashville and other cities of the South are being considered as a place of location.

Nashville is justly called the Athens of the South. Its educational facilities and geographical position make it the most desirable place for the location of a great school for the training of teachers. But the place of location will be determined largely by local support.

The city of Nashville has obligated itself to give to the Peabody Normal College the sum of \$200,000. The County of Davidson, \$100,000. The University of Nashville its property, valued at \$250,000. The State of Tennessee appropriated the sum of \$250,000 to this school, to be paid in ten annual installments of \$25,000 each, but the Trustees declined to accept the appropriation with the payments thus deferred, and there is great danger of the State losing this institution. This we cannot afford to do.

I am informed that if the State will make a straight appropriation of \$250,000, the Trustees will locate the Peabody Normal College in Nashville, and give to the school \$1,000,000, and that other philanthropists will donate probably \$1,000,000 more.

I therefore recommend that you make this appropriation.

#### REVENUE AND ASSESSMENT LAWS.

Our present revenue and assessment laws are perhaps the most satisfactory that we have had at any period of our history. They

are producing sufficient revenue to meet the demands of every department of our State, economically administered, leaving a surplus for the gradual but not too rapid liquidation of our bonded indebtedness, without making excessive drafts on the productive energies of our people. There is less complaint at our tax system, perhaps, than there has been at any other time.

When the property of a citizen has been properly and honestly assessed and the tax paid on the value as fixed by that assessment, the receipt therefor should be a guarantee against further demands by back or reassessment, except where fraud has entered into the proceedings by which an inadequate assessment was made. But where there is shown to be a grossly inadequate assessment, fraud should be presumed. It is so easy for powerful corporations and influential individuals to procure inadequate assessments that the burden of proof as to fraud should rest upon those enjoying the benefits of a grossly inadequate assessment rather than on the State. This character of tax payers should not be encouraged in tax dodging. The work of revenue agents under the direction of your Comptroller shows conclusively that if the Comptroller had not had the right to back assess property, many powerful corporations would have paid grossly inadequate proportions of taxes, which of necessity would have increased the tax burdens of honest tax payers.

It is more difficult perhaps to enact revenue and assessment laws approaching perfection than on any other question that you are called upon to deal with. No revenue and assessment law can be perfect. Our revenue laws are the result of the labor of your predecessors for more than a hundred years, hence, in my judgment, there should not be sweeping changes, but amendments to the present system, so as to make them more nearly perfect, and less burdensome to the people, if possible.

#### ANTICIPATE SURPLUS.

Our treasury, during the year 1906, carried a balance of more than a million dollars. Under existing laws, at the end of the year, the Funding Board is authorized and directed to ascertain the surplus and pass same to the sinking fund to be used for the purchase and retirement of the State's bonded indebtedness.

The Funding Board could have known at the beginning of the year that the surplus for 1906 would exceed \$500,000. If authority had been conferred on the Funding Board to anticipate the surplus, at least half a million dollars could have been passed to the sinking fund at the beginning of the year 1906 to be used in retiring bonds. This would have saved to the State at least

\$15,000, in interest. Furthermore, there are \$469,000 of 4 per cent redemption bonds maturing October 1, 1907, and if your Funding Board is not authorized to anticipate the surplus revenues for 1907, there will be no funds available with which to liquidate these bonds, unless you appropriate money for this purpose.

I recommend that you pass an act authorizing the Funding Board to anticipate the surplus revenues of each year.

#### CHILD LABOR.

We have on our statute books a law inhibiting the employment in the factories and mines of our State of children under the age of fourteen. This law is founded in sound public policy and should be maintained, but additional legislation is necessary for its proper execution and for its extension.

I therefore recommend that the law be amended so as to prohibit the employment of children, in factories and in mines, under the age of sixteen, where they are unable to read and write, and where they have not been in school at least three months in the preceding year. In order to enforce this law there should be a registration of births, to be kept as a public record. The results of this law would not be of much benefit for ten or twelve years, but if you amend the law providing for a census of the scholastic population, giving more minute and detailed information as to the name, residence and parentage of the children, and have this information a matter of public record, it would greatly aid the factory and mine inspectors in determining the age of a child employed at such labor.

#### RAILROADS BUYING COAL LANDS.

In the efforts made to acquire additional coal lands to be used by the State in its mining operations it was ascertained that certain railroads, or their officials, are purchasing and acquiring immense holdings of the State's coal lands.

I regard this as a great menace to the development of Tennessee. One of the greatest commercial problems in the development of our State is the question of fuel. If you permit those upon whom you have conferred the privilege of transportation the right to own coal lands they may fix prices on fuel at an exorbitant rate, which in the end must be paid by the consumer.

You are familiar with the strikes and labor troubles that have heretofore existed in the coal regions of Pennsylvania. These troubles were largely attributable to the railroads, or those em-

ployed, in the management thereof, owning large areas of coal lands in that section, which resulted in discriminations and excessive prices.

In my judgment there should be a stringent law inhibiting railroads, their directors, agents and representatives from owning coal lands or engaging in coal operations.

#### PUBLICITY.

It is agreed that one of the best methods of regulating the conduct of corporations, trusts and combines, is to have them make public the amount of money invested, all salaries and emoluments of their officials and directors, the rates they are charging, their discriminations and the profits made and dividends declared. This publicity should be made through the press of the State, and it is absurd to say that the corporation whose conduct is to be given to the public, should be permitted to own or control the vehicle through which this information is to be conveyed to the people. Therefore, I recommend that you enact a law inhibiting railroads, other public service corporations, their directors, agents and representatives from owning, publishing or controlling newspapers. A law that would authorize the railroads and other public service corporations to own or control newspapers could not be defended on the grounds of public policy, and a policy that permits such corporations to exercise such privileges without authority of law is *ultra vires* and contrary to a sound public policy, and should be prohibited.

#### RAILROAD RATE REGULATION.

Your State law should be amended so as to conform as near as practicable to the National law recently passed on this subject.

Harmonious action should be encouraged between your Railroad Commission and the Interstate Commerce Commission.

Conflicts in the courts should be minimized by avoiding conflicts in the State and National laws. However, I would not advise that you attempt to prevent railroads and newspapers from exchanging transportation and advertising.

If the railroads are relieved of the burden of transporting so many of our officials and citizens free, they can in time give lower passenger rates to the people.

If you cannot increase the salaries of your Judges you should provide for the payment of the cost of their transportation.

### TRUSTS.

The increased activity upon the part of great aggregations of capital to combine and destroy competition in the manufacture and sale of those commodities which are necessary to the comfort and convenience of our people, admonishes us to look into our statutes and ascertain whether existing laws are sufficient to protect the citizens and punish the rapacity of the wrong-doer.

In this connection I am reminded that there is now pending in the Supreme Court a case involving the constitutionality of what is known as the Anti-Trust Act of 1903, and I am advised by the Attorney-General that even if said Act shall be sustained it should be amended in material particulars in order to be effective for the purpose intended.

Therefore, I would recommend a careful consideration of this entire question in order that our people may be protected from the rapacity and avarice of dangerous and unconscionable combinations of capital.

### PUBLIC ROADS.

One of the greatest needs of our State is a better system of public roads. From my long experience as a legislator I realize that this is perhaps the most difficult question to satisfactorily solve that you will be called upon to deal with, and one in which we have received the poorest results from the efforts of our law-makers in the past. The topography of our country and physical conditions existing in the different sections of our State are so varied that it is difficult to have one system of road building made applicable to the entire State.

Our Supreme Court has decided that a statute making a road law applicable to a certain county or counties, according to population, is constitutional. This makes it possible for each county, under our fundamental law, to have a statute enacted applicable alone to its peculiar conditions. I am sure that conditions are such that a number of counties in the different grand divisions of the State can agree upon a road system that would be suitable to their needs and wants in road building. I am convinced that we cannot have a successful road system in any section of the State that does not provide for the levying and collecting of taxes for this purpose, and the building of roads by contract. If you can solve this very important question you will be entitled to the plaudits of a long-suffering people.

### PENSIONS.

Our last Legislature appropriated the sum of \$250,000 per annum to give pensions to the indigent and deserving soldiers

of Tennessee. This fund has proved inadequate to meet the just claims proven before our Pension Board. In addition to this appropriation the last Legislature made a new departure and appropriated \$25,000 per annum to give pensions to the widows of your soldiers who lost their lives during the Civil War. This has likewise proven inadequate to meet the just demands of this deserving class of your citizens. I therefore recommend that you appropriate at least \$300,000 per annum to pension the old soldiers, and that you appropriate at least \$60,000 per annum for the purpose of giving pensions to the deserving widows of the old soldiers.

### INSURANCE.

Another important question that you are called upon to deal with is the question of fire and life insurance.

The question of fire insurance affects our business people more largely than any other question which is the subject of legislation. The insurance companies have grown to be strong and powerful, and it is charged that they have formed trusts and combines for the purpose of arbitrarily fixing premium rates that are unreasonable and excessive—rates that would yield excessive returns on the financial risks assumed if the business of these companies were conducted on an economic basis.

The last General Assembly enacted a law forbidding agreements between two or more fire insurance companies, or their agents, looking to their maintenance of special rates on property in Tennessee. The enforcement of this law has already been of much benefit to the people of the State in preventing concerted advances in premium rates. This law was designed to deliver our people from the rapacity of an organization of fire insurance companies. It is founded in wisdom and sound public policy and should be maintained upon our statute books. If there should be any amendment to it, that amendment should be to make it more effective in accomplishing the purpose sought in the original act.

Our present law with reference to mutual fire companies is imperfect and should be amplified so as to encourage the increase of organization of county mutuals and mercantile mutuals throughout the State. The law on the statute books requiring that all policies shall be countersigned by an agent resident in the State, who shall receive the full commission thereon, should be repealed, or at least amended, so as to eliminate that part requiring that the resident agent shall receive the full commission, for the reason that in its practical operation it has the effect of

preventing our citizens from making advantageous contracts outside the State.

The Legislature should give consideration to the matter of amending our present building laws with a view to decreasing the losses by fire on property in the State and any other matter which would have that effect, but I earnestly urge that the *onus* should not be placed upon the policy holder.

#### LIFE INSURANCE.

The developments of the last two years resulting from the investigations and exposures in some of the great life insurance companies have made imperative the necessity of enacting legislation that will safeguard holders of life insurance policies from imposition from which they have suffered in the past, and to prevent the diversion of their funds for the purpose of electing candidates to political offices and lay a restraining hand upon wastefulness and extravagance.

A committee of Insurance Commissioners, of which the Commissioner of the State was a member, after painstaking consideration, has recommended certain measures which I recommend to you, calling especial attention to the advisability of legislation on the following subjects: Establishing standard forms of policies which may be issued by life insurance companies, and certain obligatory provisions which must be in all policies.

The regulation of annual apportionment and accounting by life insurance companies, both as to future policies and past policies;

The prohibition of diversion of funds for political purposes;

Regulation of investments;

Requiring policies to contain the entire contract;

Regulation of salaries and limiting the amount of salary that may be paid any one person to a certain maximum amount;

Regulation of disbursements;

The defining of items to be reported on the annual reports of insurance companies.

In addition to measures recommended by the committee, I concur in the recommendation of the Insurance Commissioner of Tennessee that an act be passed requiring companies to invest within this State a ratable per cent of reserve maintained on policies held by citizens of the State.

#### INSURANCE OF THE STATE'S PROPERTY.

Some years since, by reason of what was regarded as excessive rates charged the State by the insurance companies, it was deter-



mined that the State should carry its own fire risk. To meet losses by fire an emergency fund of fifty thousand dollars was appropriated and set aside for this purpose. At the last session this fund was increased to seventy-five thousand dollars, which was directed to be loaned upon approved security at a rate of interest not less than 3 per cent, subject to call on thirty days' notice in case of loss by fire or storm. The Funding Board loaned this money on approved security at a rate of 3 per cent, which has yielded a revenue of \$3,246.62. The loss sustained on the State's property by fire during this time has amounted to \$1,734.53; hence, the interest on the fund at 3 per cent has paid the fire losses on the State's property, worth at least two million dollars, with a surplus, remaining on interest account of \$1,515.09. Your Funding Board has loaned this fund for the present year, subject to call, at 4 per cent interest per annum.

This is an object lesson to the people of the State, showing how cheaply property can be protected against fire when there is absolute honesty on the part of both the assured and the insurer.

I recommend that this policy of the State in carrying its own insurance be continued, as it saves thousands of dollars to the State each year.

#### PENITENTIARY.

The management of the Penitentiary has been very successful. Large profits have been earned by the convicts and this has been done without exacting unreasonable tasks of the inmates of the Penitentiary. As an evidence of the fact that the demands upon their energy are not excessive, many of the convicts do their tasks before the close of the hours of labor each day and work overtime, for which they receive compensation. Many of them in this way earn and save several hundred dollars, which they carry with them when they leave the Penitentiary.

The records of the Penitentiary, as furnished me by the Commissioners, will show the following results for the biennial period, ending December 19, 1906:

#### MAIN PRISON.

Gross earnings, 1905.....	\$207,362 08
Cost of maintenance, 1905.....	153,033 93—

Net cash in Treasury.....	\$ 54,328 15
Gross earnings, 1906.....	\$210,729 11
Vouchers issued, 1906.....	153,975 56—

Net cash in Treasury.....	\$ 56,753 55
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MINES—BRUSHY MOUNTAIN.

Gross earnings, 1905.....	\$337,645	06
Vouchers issued, 1905.....	159,116	74—
Net cash in Treasury.....		\$178,528 32
Gross earnings, 1906.....	\$392,737	73
Vouchers issued, 1906.....	189,485	25—
Net cash balance in Treasury.....		\$207,252 48
Total net earnings Main Prison for two years.....	\$111,181	70
Total net earnings mines for two years.....	385,780	80
Total net earnings for biennial period, excluding betterments .....	\$496,862	50

From this report it will appear that the convicts in the mines earn largely more per capita than the convicts in the Main Prison. From reports heretofore submitted to me it appears that the earnings of the prisoners at the Main Prison per capita is ten cents per day, and in the mines \$1.26 per day. This great difference in earning capacity is due in part to the old, infirmed, diseased and maimed being confined in the Main Prison, but it is very largely due to the fact that our mining operations are much more profitable than the leasing convicts to factory owners. In the mining operations the profits go to the State, but in the leasing system the profits are shared by the factory owners.

I have endeavored to put a larger number of convicts in the mines, but was prevented from doing so by contracts with the lessees at the Penitentiary, stipulating that the State should not use more than seven hundred and fifty convicts in its mines. However, these contracts were made some years since and will expire in March, 1909. You should take such action as will authorize and direct the Prison Commissions to engage more largely in mining operations and lease fewer convicts to manufacturers. Our convicts, when employed in the mines, are less in competition with free labor than when employed in factories, and being more profitable, is an additional reason why the mining operations should be increased and the leasing to factory owners decreased.

The net earnings of the State mines for 1906 aggregate the sum of \$275,744.03, a part of which is represented in mine betterment, new buildings and additional commissary supplies. The net earnings at the mines would have been very much greater but for an unfortunate car shortage extending throughout the

year, and which became almost disastrous during the past few months. The Prison Commissioners and myself did everything possible to obtain an adequate car supply, but were unable to do so. The net losses at the mines were in excess of seven thousand dollars a week in December. At my request the Penitentiary Commissioners furnished a statement showing a shortage during the year 1906 of four thousand, four hundred and ninety-one coal and coke cars, and estimating the loss to the State by reason of the railroad reaching the State mines failing to give an adequate car service, to be the sum of \$238,500.00.

I am sure it would be for the best interests of the State to acquire an additional coal field in a different section of the State and on a separate and distinct line or system of railway, that would give the State competition for the handling of the product of its mines. It would be a good policy to have mining operations on different systems of railways, whether a car shortage should be the result of discrimination against the State, a desire to minimize the State's coal operations, or the result of inability on the part of the road serving the State to give an adequate car service. When, resulting from any cause, a car shortage occurred, the convicts could be moved from the system failing to give supply to the system that would give one, thus cutting down the output at one point and increasing it at the other, favoring the road that favored the State.

With an additional coal field, and by putting in the mines all the State's able-bodied convicts subject to such labor, and with coal prices that have been maintained for the last two years, I am sure our mines can be made to earn a profit of at least a half million dollars per annum.

The State needs additional farming lands on which to work its convicts. In my visits to the mines I have seen working there men who had been continuously engaged in convict mining for ten or fifteen years. This is too great a draft on the energies of any man, and there are few constitutions that can endure such a strain. If the State had additional farming lands, in the summer season, when the demands for coal are not so great, these convicts who have been in the mines so long could be taken out and worked on the farm for three or four months, and in the fall could be taken back to the mines, practically new men physically. And besides, it would be a more humane way to deal with this class of convicts.

#### PAROLE OF MINOR CONVICTS.

During my term of office I have found in the penitentiary four boys under the age of sixteen, their ages ranging from eleven to fifteen years. I found that your predecessors had, in 1903, enacted a law authorizing the Governor to parole such boys and place them with responsible parties. For all of these boys I found good homes, under contract that they shall be taught useful, practical knowledge, and every effort made to reform and make good citizens of them. Each of these four boys has been placed in small villages or on farms, surrounded by good influence and away from the vices and temptations of the city. I have reports from the parties in charge of these boys and find that they are happy and contented and give every evidence of having determined to reform and lead correct lives. Their conduct and work is entirely satisfactory to those with whom they live.

This is a much better plan for dealing with boys of tender years, that are sent to the penitentiary, than to give them absolute pardons, remove all restraint and permit them to go back to the evil association that first led them astray.

#### REFORMATORY.

There are many boys in the penitentiary over the age of sixteen, yet too young to be associated with the hardened criminals confined therein. It is the duty of a Christian people to use every effort to reform its criminals, and special consideration should be given to those of tender years who are not hardened in crime. The experience of other States with reformatories has shown that a large per cent of such boys can be reformed under proper treatment and association. Therefore, I most earnestly recommend that you establish a reformatory in which to confine youthful criminals and remove them entirely from your penitentiary.

There has been so much said by my predecessors in favor of a reformatory for our juvenile criminals that I deem it unnecessary for me to say more than to appeal to you to take prompt action and bring about results.

#### TUBERCULAR HOSPITAL.

Tuberculosis is too prevalent in our penitentiary, and too many cases are developed there. One convicted of a crime and sent to the penitentiary should not be doomed to die of consumption. There should be a suitable place provided in which to

confine and quarantine all convicts suffering from tuberculosis. This place should be as far removed as practicable from immediate contact with other convicts, and should be separate and apart from any hospital in which is confined convicts suffering from other diseases.

I took this question up with the Penitentiary Commissioners some time since, but on referring the question to the Attorney-General of the State, was advised by him that the Commissioners were not authorized to build such a hospital without a specific appropriation for that purpose.

I therefore recommend that you appropriate a sufficient sum to build a hospital for tubercular patients, and that you direct that it be erected outside the walls of the Main Prison.

In addition, you should enact a law prohibiting expectoration in railway trains, street cars, railway stations, transfer stations, in all public buildings and on streets and sidewalks, to the end that all possible precaution to prevent the spread of this dread disease be taken.

#### MINE INSPECTION.

In 1903 a new inspection law was enacted with a scale of fees to be charged according to the number of miners employed in each mine inspected.

At the time of the enactment of this law it was believed that the inspection fees would be sufficient to defray the expenses of the mine inspecting department. In this our law makers were mistaken.

The Auditing Department of the Comptroller's office shows the following collections and expenses for the past two years, to wit:

Fees collected during 1905.....	\$ 1,207 50
Fees collected during 1906.....	1,459 00
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Total for two years.....	\$ 2,666 50
Expenses 1905 .....	\$ 8,758 93
Expenses 1906 .....	10,719 78
<hr/>	
Total expenses for two years.....	\$19,478 71
Expenses in excess of fees.....	\$16,812 21

I call your attention to this matter that you may take such action as to you may seem best to reduce the net cost to the State for inspection of mines.

### ELECTION OF OFFICIALS BY THE PEOPLE.

Under our form of government I believe that the best and most satisfactory mode of selecting the servants of the people is by a direct vote at the ballot box.

No official of the State is in closer relation to the farmers of Tennessee than the Commissioner of Agriculture. No official so completely reaches every home and every school as the Superintendent of Public Instruction. No department of the State, from a business standpoint, is more intimately associated with the interest of all the people than the management of the penitentiary.

I therefore recommend that you amend your laws so as to provide for the election of the Commissioner of Agriculture, Superintendent of Public Instruction and the Penitentiary Commissioners by a direct vote of the people.

The Prison Commissioners should be selected, as at present, one from each grand division of the State, for a term of six years. One to be elected each two years. The Commissioners thus elected to appoint all subordinate officers in connection with the penitentiary, these to hold office during good behavior. The whole official force, except the Commissioners, to be under rigid civil service system. The Governor to have the power to remove any official, including the Commissioners, for cause or inefficiency, and to fill a vacancy in the office of Commissioner. The Governor to have a general supervision of the entire penitentiary system.

### LIQUIDATION OF BONDS.

During the last two years your Funding Board has liquidated and retired the following amounts of State bonds, to wit:

For the year 1905.....	\$ 862,200
For the year 1906.....	1,012,000
Total .....	<hr/> \$1,874,200

With our present statutes providing for a sinking fund, with the natural increase of taxable values, with the saved interest on bonds retired, and with strict economy that shall save a large surplus, we should be able to retire a greater amount of bonds each year until they mature.

If this is done there will be but few bonds left to take care of in 1913.

In conclusion, I desire to commend the able, efficient and honest discharge of the duties devolving upon the heads of the various

departments of your State government, and those connected with these departments. I feel that I should make special mention of the Comptroller and Secretary of State for their watchfulness and energy in collecting your revenue. This is made manifest by increased collections in these departments. Also, I wish to commend your Insurance Commissioner for standing so loyally and ably by the people against the insurance trusts and combines.

JOHN I. COX,  
*Governor.*

#### HOUSE RESOLUTION.

By Davidson County Delegation, House Resolution No. 5, To print one thousand copies of the Governor's Message for the use of the members of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid upon the table.

#### HOUSE JOINT RESOLUTION.

By Mr. McElroy, House Joint Resolution No. 6, To authorize the Speaker to appoint a committee to investigate the management of the Capitol.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### HOUSE RESOLUTION.

By Mr. Chestnut, House Resolution No. 6, thanking Hon. W. T. Brownlow for Congressional Digest and Rules furnished each member.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### HOUSE RESOLUTION.

By Mr. Benham, House Resolution No. 7, To set apart offices for Clerks of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills have carefully compared House Resolution No. 4, and report the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SIGNED.

The Speaker announced that he had signed House Resolution No. 4.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Joint Resolution No. 3, to appoint a committee to investigate refurnishing Senate Chamber and House of Representatives, and House Joint Resolution No. 5, to provide for the inauguration of the Governor-elect, both concurred in by the Senate; also to return House Joint Resolution No. 4, to regulate the appointment of porters, non-concurred in by the Senate.

THOMAS, *Clerk.*

Mr. Stainback moved that the House reconsider its action in adopting the resolution to appoint a committee of five to consider the status of the Cocke County contest.

Pending consideration of the motion to reconsider, on motion of Mr. Gordon, the House adjourned until 10 o'clock to-morrow morning.

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THURSDAY, JANUARY 10, 1907.

#### FOURTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham. The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.



The roll was called and ninety-eight members were found to be present.

JOURNAL APPROVED.

The Journal of Wednesday's proceedings was read and approved.

ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills have carefully compared House Resolutions Nos. 5, 6 and 7 and find same correctly enrolled and ready for the signature of the Speaker; also House Resolution No. 6 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 5, 6 and 7.

UNFINISHED BUSINESS.

The unfinished business of the previous session, being a motion to reconsider the action of the House authorizing the Speaker to appoint a committee to investigate the Cocke County contest, it was taken up.

Mr. Candler moved to table the motion to reconsider.

The motion to table prevailed. Thereupon the Speaker appointed the following committee: Messrs. Shea, MacFarland, Puryear, Lane and Cottrell.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Rules reports that it respectfully recommends that the Rules of Order of the House of Representatives of Tennessee, Session of 1905, be adopted, as the Rules of Order of the House of Representatives, Session of 1907, and that the Standing Committees of the House be as therein provided.

PURYEAR, *Chairman*.

Mr. Puryear moved that the Rules of the Fifty-fourth General Assembly be adopted as the Rules of the Fifty-fifth General Assembly.

The motion was adopted.

A motion to reconsider was laid on the table.

RESOLUTION.

By Mr. Gordon, House Resolution No. 8, Relative to resolution pertaining to Clerks' offices.

On motion, the rules were suspended for the consideration of the resolution. Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

HOUSE JOINT RESOLUTION.

By Mr. Burkhalter, House Joint Resolution No. 7, Commending President Roosevelt for discharging negro soldiers.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

INTRODUCTION OF BILLS.

By Mr. Benham, House Bill No. 1, To require Clerks of Supreme Court to issue executions ten days after final judgment upon request of either party.

Passed first reading.

By Mr. Candler, House Bill No. 2, To enact stock law for McMinn County.

Passed first reading.

By Mr. Chestnut, House Bill No. 3, To create office of County Judge of Hawkins County.

Passed first reading.

By Mr. Cottrell, House Bill No. 4, To regulate train dispatchers.

Passed first reading.

By Mr. Cottrell, House Bill No. 5, To amend Juvenile Law.

Passed first reading.

By Mr. Dixon, House Bill No. 6, To prohibit dealing in futures.

Passed first reading.

By Messrs. Drummond, Webb, Rambo and Cottrell, House Bill No. 7, To create Criminal Court for Knox County.

Passed first reading.

By Mr. Dunavant, House Bill No. 8, To provide road law for certain counties.

Passed first reading.

By Messrs. Gordon and Tatum, House Bill No. 9, To allow Dyer County to issue road bonds.

Passed first reading.

By Mr. Horton, House Bill No. 10, To incorporate Winchester.

Passed first reading.

By Mr. Hudson, House Bill No. 11, To create State Good Roads Commission.

Passed first reading.

By Mr. Kenney, House Bill No. 12, To amend Chapter 160, Acts of 1895.

Passed first reading.

By Mr. Lane, House Bill No. 13, To regulate the payment of certain fees in criminal cases.

Passed first reading.

By Mr. Marr, House Bill No. 14, To prohibit bucket shops.

Passed first reading.

By Mr. May, House Bill No. 15, To enact stock law for Washington County.

Passed first reading.

By Mr. McElroy, House Bill No. 16, To secure the establishment of a college for higher education of teachers.

Passed first reading.

By Mr. MacFarland, House Bill No. 17, To regulate the marriage of minors.

Passed first reading.

By Mr. Meadows, House Bill No. 18, To amend laws relating to Confederate pensions.

Passed first reading.

By Mr. Murray, House Bill No. 19, To amend charter of Huntingdon.

Passed first reading.

By Messrs. Richmond, Dyer and Poston, House Bill No. 20, To detach Morgan County from the Tenth Senatorial District and attach it to the Seventh Senatorial District.

Passed first reading.

By Mr. Royston, House Bill No. 21, To allow the voters of Washington County to vote on stock law.

Passed first reading.

By Mr. Scott, House Bill No. 22, To authorize Henderson County to refund her bonded railroad debt.

Passed first reading.

By Mr. York, House Bill No. 23, To enact compulsory school law.

Passed first reading.

#### INTRODUCTION OF RESOLUTIONS.

By consent of the House, Mr. Gordon introduced House Resolution No. 9, relative to the appointment of porters for the House of Representatives.

The rules were suspended for the consideration of the resolution.

Mr. Dixon moved to amend by allowing the Speaker to appoint four porters and the Superintendent of the Capitol two.

Mr. Wilkerson moved to amend the amendment by allowing the Speaker to appoint all of the six porters.

The amendment to the amendment was adopted.

Mr. MacFarland moved to amend by striking out six and inserting four porters for the halls.

The amendment was adopted. Thereupon the resolution as amended was adopted.

A motion to reconsider was laid on the table.

#### HOUSE RESOLUTION.

By Mr. Gordon, House Resolution No. 10, To authorize the printing of the Rules of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By permission of the House, Mr. Miller, of Monroe, introduced House Bill No. 24, To supply duplicate land grants when the original grants have been destroyed.

Passed first reading.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 4, endorsing national legislation in aid of rivers and harbors, adopted for concurrence.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock tomorrow morning.

FRIDAY, JANUARY 11, 1907.

FIFTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

The roll was called and ninety-eight members were found to be present.

JOURNAL APPROVED.

The Journal of Thursday's proceedings was read and approved.

COMMITTEE ON ENROLLED BILLS.

The following report was submitted by the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 8, 9 and 10 and find same correctly enrolled and ready for the signature of the Speaker; also House Joint Resolution No. 7, correctly engrossed and ready for transmission to the Senate; also House Joint Resolutions Nos. 3 and 5 and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

SPECIAL COMMITTEES.

The following report was received from the Committee on Brooks-Hickey contest:

MR. SPEAKER: We, your committee appointed to investigate as to who has the prima facie title or right to a seat to represent Cocke County in the present session, beg leave to report as follows: That after taking proper proof and hearing arguments by counsels for the respective sides, are of the opinion that John Brooks is entitled to be seated.

All of which is respectfully submitted.

JOHN SHEA, *Chairman*;  
HEARN LANE, *Secretary*;  
LON P. MACFARLAND,  
D. B. PURYEAR,  
JESSE S. COTTRELL,  
*Committee.*

Mr. Benham moved that the report of the Committee be concurred in and Mr. Brooks be seated as Representative from Cocke County.

Mr. Stainback moved to table the motion to seat Hon. John Brooks.

The motion to table failed.

Mr. Benham called for the previous question on the adoption of the report of the committee.

The call for the previous question was sustained.

Thereupon the report was adopted by the following vote:

Ayes .....	82
Noes .....	12

Representatives voting aye: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garnett, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jests, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Montgomery, Morris, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Rambo, Rowan, Royston, Sampson, Schubert, Scott, Shea, Sneed, Tallant, Thomas, Thompson, Thrasher, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—82.

Representatives voting no: Messrs. Campbell, Dickens, Gordon, Horton, Jackson, Matthews, Mitchell, Neeley, Richmond, Smith, Stainback and Tatum—12.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 8, 9 and 10; also House Joint Resolutions Nos. 3 and 5.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Bradley, House Resolution No. 11, to direct Clerk of the House to prepare roster of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

HOUSE RESOLUTION.

By Mr. Burkhalter, House Resolution No. 12, To invite the Industrial School to attend the inauguration of the Governor.

On motion, the rules of the House were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

SWORN IN.

Hon. John R. Brooks, Representative-elect from Cocke County, came forward, presented his certificate of election properly signed, and was duly sworn in by Mr. Speaker Cunningham.

HOUSE JOINT RESOLUTION.

By Mr. Gordon, House Joint Resolution No. 8, Fixing number of members of Junketing Committee.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Cummings moved to table the resolution.

The motion to table failed by the following vote:

Ayes .....	44
Noes .....	50

Representatives voting aye: Messrs. Askew, Benham, Boucher, Brooks, Candler, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Drummond, Dyer, Garrison, Groner, Hall, Harris, Hartley, Holman, Householder, Howland, Jackson, Kenney, Lockert, Matthews, McElroy, Miller of Monroe, Montgomery, Murray, Muse, Neal, Neeley, Poston, Puryear, Rambo, Richmond, Royston, Schubert, Smith, Sneed, Thompson, Walker, Webb, Wiggs and Wilkerson—44.

Representatives voting no: Messrs. Armitage, Baldrige, Bradley, Campbell, Carden, Corn, Dickens, Dixon, Donaldson, Dunavant, Edens, Edwards, Everett, Galloway, Garnett, Gill, Gordon, Hardin, Hassell, Horton, Howell, Hudson, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Peay, Perry, Rowan, Simpson, Scott, Shea, Stainback, Tallant, Tatum, Thomas, Thrasher, Travis, Waddell, Worley, York and Mr. Speaker Cunningham—50.

Mr. Dixon moved to amend by giving Penitentiary and Charitable Institutions Committees fifteen days in which to do their work.

Mr. Scott moved to amend the amendment by striking out fifteen days and inserting twenty days.

Mr. Puryear moved to refer to a special committee.

The motion to refer failed.

Mr. Dixon moved to table the amendment to the amendment.

The motion to table prevailed. Thereupon the amendment was adopted.

Mr. Dixon called for the previous question on the adoption of the resolution as amended. The call for the previous question was sustained. Thereupon the resolution was adopted by the following vote:

Ayes .....	74
Noes .....	15

Representatives voting aye: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Chestnut, Cooper of Shelby, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Galloway, Garrison, Gordon, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Murray, Muse, Neeley, Peay, Perry, Poston, Rambo, Richmond, Rowan, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Talant, Tatum, Thomas, Thompson, Thrasher, Travis, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—74.

Representatives voting no: Messrs. Benham, Candler, Corn, Cummings, Dickens, Garnett, Hall, Hardin, Howell, Kenney, Miller of Monroe, Neal, Puryear, Royston, Scott—15.

Mr. McElroy entered a motion to reconsider on the Journal.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 2, To fix the time for the election of United States Senator, adopted for concurrence; also to return House Joint Resolution No. 7, Endorsing President Roosevelt for discharging negro troops, concurred in by the Senate. Also to return House Joint Resolutions Nos. 3 and 5, signed by the Speaker of the Senate.

THOMAS, *Clerk.*



INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 25, To regulate the collection of usury from banks.

Passed first reading.

By Shelby County Delegation, House Bill No. 26, To provide for the collection of taxes for park purposes in Memphis.

Passed first reading.

By Mr. Boucher, House Bill No. 27, To create school district in Gibson County.

Passed first reading.

By Mr. Burkhalter, House Bill No. 28, To amend the pension laws.

Passed first reading.

By Hamilton County Delegation, House Bill No. 29, To authorize Hamilton County to issue road bonds.

Passed first reading.

By Mr. Cottrell, House Bill No. 30, To amend corporation laws relative to mining.

Passed first reading.

By Mr. Donaldson, House Bill No. 31, To change line between Jefferson and Grainger Counties.

Passed first reading.

By Messrs. Cottrell and Drummond, House Bill No. 32, To amend compulsory school law.

Passed first reading.

By Mr. Dunavant, House Bill No. 33, to authorize Henning High School to sell property.

Passed first reading.

By Mr. Dunavant, House Bill No. 34, to protect blacksmiths.

Passed first reading.

By Mr. Gordon, House Bill No. 35, To amend criminal laws of the State.

Passed first reading.

By Mr. Holman, House Bill No. 36, to amend grand jury laws.

Passed first reading.

By Mr. Horton, House Bill No. 37, to give grand juries inquisitorial powers over usury.

Passed first reading.

By Mr. Horton, House Bill No. 38, To provide traveling expenses for Judges and Attorneys-General.

Passed first reading.

By Mr. Kenney, House Bill No. 39, To amend insurance laws of the State.

Passed first reading.

By Mr. Lane, House Bill No. 40, To prohibit the collection of costs in certain cases.

Passed first reading.

By Mr. May, House Bill No. 41, To repeal the charter of Rock Creek.

Passed first reading.

By Mr. MacFarland, House Bill No. 42, To repeal Act creating Library Commission.

Passed first reading.

By Mr. Morris, House Bill No. 43, To benefit indigent widows of the State.

Passed first reading.

By Mr. Murray, House Bill No. 44, To define public drunkenness.

Passed first reading.

By Mr. Puryear, House Bill No. 45, To authorize banks and trust companies to buy and sell real estate.

Passed first reading.

By Mr. Puryear, House Bill No. 46, To prevent destruction of competition on manufactured articles.

Passed first reading.

By Mr. Scott, House Bill No. 47, To allow certain appeals to the Circuit Court.

Passed first reading.

By Mr. Scott, House Bill No. 48, To define and limit peremptory challenges of juries.

Passed first reading.

By Mr. Shea, House Bill No. 49, To make abandonment of husband from wife and children a misdemeanor.

Passed first reading.

By Mr. Webb, House Bill No. 50, To make instruments of conveyance *prima facie* evidence in certain cases.

Passed first reading.

By Mr. Webb, House Bill No. 51, To require railroad companies to receive and set cars of other roads.

Passed first reading.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return to you approved House Joint Resolutions Nos. 3 and 5.

CLARENCE HAWKINS,  
*Secretary to the Governor.*

COMMITTEE ANNOUNCED.

The Speaker announced the following committee from the House on Inaugural Ceremonies: Messrs. Wilkerson, Benham and Carden.

RESOLUTIONS LYING OVER.

House Joint Resolution No. 2, To provide for deficiency in appropriation for State Capitol.

Mr. Dixon moved that the resolution be adopted.

Mr. Cummings moved to refer to the Committee on Finance, Ways and Means.

The motion to refer prevailed.

SENATE JOINT RESOLUTIONS.

Senate Joint Resolution No. 2, To fix the time for the election of United States Senator.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

Senate Joint Resolution No. 4, Relative to improvements of rivers and harbors.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 2 o'clock P. M., Monday, January 14.

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MONDAY, JANUARY 14, 1907.

EIGHTH DAY.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. J. C. Cowan.

On a call of the roll ninety-seven members were found to be present. Members absent: Cooper (Shelby), Gill.

JOURNAL APPROVED.

The Journal of Friday's proceedings was read and approved.

Mr. McElroy called up motion entered on Journal to reconsider the action of House in adopting House Joint Resolution No. 8, To limit number and fix time of investigating committees.

The motion to reconsider was laid on the table.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 7, To canvass vote for Governor, adopted for concurrence.

THOMAS, *Clerk.*

REPORT OF COMMITTEE ON ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 11 and 12 and find same correctly enrolled and ready for the signature of the Speaker; also House Joint Resolution No. 7 and find same correctly enrolled and ready for the signature of the Speaker; also House Joint Resolution No. 8 and find same correct and ready for transmission to the Senate.

WADDELL, *Chairman.*

HOUSE JOINT RESOLUTIONS.

By Mr. Dickens, House Joint Resolution No. 9, To fix rules regarding investigating committees.

The rules were suspended and the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Meadows, House Joint Resolution No. 10, To appoint committee to investigate Old Soldiers' Home.

The rules were suspended and the resolution was adopted.

A motion to reconsider was laid on the table.

HOUSE RESOLUTION.

By Davidson County Delegation, House Resolution No. 13, To authorize purchase of Shannon's Code.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Benham moved to amend by striking out twenty and inserting five.

The amendment failed.

Mr. Dixon moved to table the resolution.  
The motion to table prevailed.

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 11 and 12, also House Joint Resolution No. 7.

HOUSE RESOLUTION.

By Mr. Murray, House Resolution No. 14, To appoint a committee to inquire after Codes of last session.

On motion, the rules were suspended for the consideration of the resolution.

A motion to reconsider was laid on the table.

INTRODUCTION OF BILLS.

By Messrs. Benham and Hall, House Bill No. 52, To incorporate Terrytown.

Passed first reading.

By Mr. Boucher, House Bill No. 53, To establish school district in Gibson County.

Passed first reading.

By Mr. Bradley, House Bill No. 54, To establish stock law for Robertson County.

Passed first reading.

By Mr. Candler, House Bill No. 55, to make it unlawful to make a tender in all actions arising out of tort.

Passed first reading.

By Mr. Candler, House Bill No. 56, To authorize McMinn County to issue road bonds.

Passed first reading.

By Mr. Candler, House Bill No. 57, to redistrict McMinn County.

Passed first reading.

By Hamilton County Delegation, House Bill No. 58, To amend charter of St. Elmo.

Passed first reading.

By Mr. Cooper of White, House Bill No. 59, To regulate the sale of patent medicines.

Passed first reading.

By Messrs. Drummond and Webb, House Bill No. 60, To amend Act creating Jury Commission for Knox County.

Passed first reading.

By Mr. Garnett, House Bill No. 61, to enact live stock law for Warren County.

Passed first reading.

By Mr. Holman, House Bill No. 62, To authorize Sheriffs and Coroners to execute subpoenas in adjoining counties.

Passed first reading.

By Mr. Lane, House Bill No. 63, To define and prohibit vagrancy.

Passed first reading.

By Mr. Marr, House Bill No. 64, To make Robert E. Lee's birthday a legal holiday.

Passed first reading.

By Mr. Marr, House Bill No. 65, To amend Act as to admission to Hospital for the Insane.

Passed first reading.

By Mr. McElroy, House Bill No. 55, to repeal Act declaring Big Sandy River navigable.

Passed first reading.

By Messrs. McElroy and Askew, House Hill No. 67, To extend the four mile law to cities of 150,000 population.

Passed first reading.

By Mr. Murray, House Bill No. 68, To give grand juries inquisitorial power in practice of medicine and pharmacy.

Passed first reading.

By Mr. White, House Bill No. 69, To prohibit the recording of certain deeds.

Passed first reading.

By Mr. Wilkerson, House Bill No. 70, To change the line between the counties of Rutherford and Davidson.

Passed first reading.

By Mr. Worley, House Bill No. 71, To authorize Bristol to issue bonds for waterworks.

Passed first reading.

By Mr. Worley, House Bill No. 72, To repeal Act authorizing Bristol to purchase waterworks system.

Passed first reading.

By Mr. Worley, House Bill No. 73, To amend Act creating Text Book Commission.

Passed first reading.

By Mr. York, House Bill No. 74, To extend powers of railroad companies to condemn property.

Passed first reading.

SENATE JOINT RESOLUTION.

Senate Joint Resolution No. 7, To canvass the returns for Governor.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 10 o'clock tomorrow morning.

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TUESDAY, JANUARY 15, 1907.

NINTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, ninety-six members were found to be present. Members absent: Messrs. Gordon, Bradley and Murray. Messrs. Bradley and Murray were excused on account of sickness.

The reading of the Journal of yesterday's proceedings was dispensed with.

COMMITTEE ON ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 14 and find same correctly enrolled and ready for the signature of the Speaker; also House Joint Resolutions Nos. 9 and 10 and find same properly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

RECESS.

On motion of Mr. MacFarland, the House took an informal recess of fifteen minutes to hear Hon. Theodore Palmer, of the Department of Agriculture at Washington, relative to the promotion of legislation for protection of forests, fish and game.

At the conclusion of the address by Mr. Palmer, the House was called to order by Mr. Speaker Cunningham.

COMMITTEE APPOINTED.

Under House Joint Resolution No. 3, To appoint committee to investigate cost of refurnishing hall of House of Representatives and Senate, the Speaker announced the following committee on the part of the House: Messrs. Benham, Burkhalter and Howland.

COMMITTEES ANNOUNCED.

The Speaker announced the appointment of the following standing committees:

JUDICIARY.

Dixon, Chairman; Horton, Secretary; Chestnut, Neal, Smith, Puryear, Schubert, Burkhalter, Scott, Gordon, Stainback, White, Marr, Cummings, Carden, Fielder, Holman, Kenney, Cottrell, Benham, Worley, Lane, Donaldson, Kinsland, York, Murray, Waddell, Webb, Candler, Drummond, Edens, Shea, Tatum, Jestes.

AGRICULTURE.

Bradley, Chairman; Meadows, Secretary; Shea, Cooper of Shelby, Gill, Thomas, Corn, Campbell, Muse, Largent, Wiggs, Edwards, Mitchell, Garrison, May, Thompson, Travis, Peay, Montgomery, Hassell, Hudson, Armitage, Richmond, Dunavant, Howland, Askew, Lipscomb, Galloway, Hartley, Sampson, Miller of Tipton, Garnett, Everett, Cooper of White.

PENSIONS.

Lipscomb, Chairman; Worley, Secretary; Travis, Baldrige, Galloway, Muse, Neeley, Thompson, Knowles, Edwards, Hardin, Boucher, Everett, Howland, Campbell, Meadows, Poston, Holman, Lockert, Largent, Garnett, Mitchell.

EDUCATION AND COMMON SCHOOLS.

Peay, Chairman; Fielder, Secretary; Neal, Cottrell, Howland, McElroy, Meadows, Jackson, Sneed, Hassell, Tatum, Gordon, Smith, Baldrige, Waddell, Benham, Hall, Burkhalter, York, Thomas, Askew, Miller of Tipton, Rambo, Horton, Hudson, Montgomery, Rowan, Neeley, Travis, Howell, Mitchell, Boucher, Galloway, Wiggs.

PUBLIC ROADS.

Meadows, Chairman; Hudson, Secretary; Howland, Perry, Cooper of White, Kenney, Dunavant, Jestes, Tallant, May, Galloway, Everett, Cooper of Shelby, Garnett, Miller of Tipton, Hor-



ton, Dixon, Hartley, Largent, Gill, Askew, Rowan, Armitage, Montgomery, Edwards, Howell, Richmond, Burkhalter, Boucher, Mitchell, Bradley, Dickens.

#### BANKS.

Howland, Chairman; Corn, Secretary; Carden, Matthews, Perry, Smith, Poston, MacFarland, Dyer, Marr, Schubert, Horton, Royston, Scott, Dixon, Harris, Stainback, May, Donaldson, Edens, Chestnut, Neal.

#### CHARITABLE INSTITUTIONS.

Wilkerson, Chairman; McElroy, Secretary; Dyer, Holman, Puryear, Schubert, Lockert, Gill, Lane, Webb, Richmond, Campbell, Cottrell, Cooper of White, Harris, Edens, Kinsland, Muse, Scott, Mitchell, Thompson, Travis, Hudson, Hassell, Dunavant, Galloway, Montgomery, Howell.

#### MINING AND MANUFACTURING.

Neal, Chairman; Cooper of White, Secretary; Smith, Poston, White, Campbell, Perry, Wiggs, Cottrell, Fielder, Brooks, Tallant, Thomas, Groner, Carden.

#### LABOR.

Johnson, Chairman; Jackson, Secretary; Dickens, Groner, Harris, Matthews, Montgomery, Meadows, Corn, Cummings, Scott, Miller of Tipton, Royston, Candler, Householder, York, Jests, Cooper of Shelby.

#### PUBLIC GROUNDS AND BUILDINGS.

Worley, Chairman; Lane, Secretary; Edwards, Groner, Gordon, Murray, Travis, Baldridge, Householder, Bradley, MacFarland, Dixon, Knowles, Everett, Burkhalter.

#### PUBLIC PRINTING.

Dyer, Chairman; Jackson, Secretary; Kenney, Johnson, Harris, Groner, Royston, Schubert, Lockert, Garrison, Boucher, Thrasher, Tatum.

#### FORESTRY, FISH AND GAME.

Holman, Chairman; Perry, Secretary; Lockert, Chestnut, Hardin, Lipscomb, Corn, Neeley, Cooper of White, Kinsland, Bradley, Lane, Hall, Cummings, Miller of Monroe, Householder, Thrasher, Brooks, Howland.

#### INTERNAL IMPROVEMENTS.

Smith, Chairman; Poston, Secretary; Knowles, Rowan, Armitage, Dunavant, Montgomery, Hudson, Sampson, Lockert, Thrasher, Donaldson, Lipscomb.

#### MILITARY AFFAIRS.

Marr, Chairman; Lockert, Secretary; Candler, Walker, Tatum, Dickens, Webb, Brooks, Groner, Fielder, Galloway, Hassell, White.

#### FEDERAL RELATIONS.

Murray, Chairman; Royston, Secretary; Householder, Hartley, Thrasher, Miller of Monroe, Garrison, Donaldson, May, Knowles, Brooks, Chestnut, Muse, Hardin, Lockert.

#### SANITATION.

Howell, Chairman; Marr, Secretary; Morris, Lockert, Holman, Thompson, Murray, Harris, McElroy, Stainback, Dunavant, Miller of Tipton, Cummings, Gill, Jackson, Richmond, Neeley, Largent, Royston, Sampson, Matthews.

#### CONSTITUTIONAL CONVENTION AND AMENDMENTS.

Stainback, Chairman; Marr, Secretary; Edens, Chestnut, Royston, Householder, Hartley, Thrasher, Drummond, Baldrige, Scott, Rambo, Lockert, Kinsland, Knowles, Garrison, Neal.

#### NEW COUNTIES AND COUNTY LINES.

Poston, Chairman; Hudson, Secretary; Dickens, Holman, Cooper of White, Everett, Garnett, Miller of Tipton, Sampson, Neeley, Galloway, Richmond, Morris, Knowles, Travis, Thompson, Garrison, Hartley.

#### MUNICIPAL AFFAIRS.

Carden, Chairman; Sneed, Secretary; MacFarland, Thomas, Largent, Jackson, Drummond, Cottrell, Richmond, Murray, Worley, Shea, Waddell, Benham, Hall, Johnson, Perry, Askew, Harris, Groner, Wilkerson, Lipscomb, Horton, Puryear, Gordon, Gill, Cooper of Shelby, Candler, Bradley.

#### IMMIGRATION.

Richmond, Chairman; Candler, Secretary; Jestes, May, Morris, Donaldson, Askew, Armitage, Walker, Hassell, Thomas, Hartley, Miller of Monroe.

**COMMERCE.**

Thomas, Chairman; Wiggs, Secretary; Garnett, Neeley, Brooks, Richmond, Mitchell, Dunavant, Tallant, Everett, Edwards, Tatum, Rowan.

**ELECTIONS.**

Gordon, Chairman; Shea, Secretary; Puryear, Lane, Holman, Kenney, MacFarland, Bradley, Dixon, Armitage, Richmond, Candler, Burkhalter, Murray.

**RETRENCHMENT.**

Sampson, Chairman; Askew, Secretary; Garnett, Fielder, Thomas, Wiggs, Tatum, Morris, Dunavant, Rambo, Miller of Monroe, Dickens, Largent, York, Brooks, White, Howell, Mitchell.

**REDISTRICTING.**

Lane, Chairman; Hall, Secretary; Cummings, Royston, Candler, Thompson, Galloway, Askew, Armitage, May, Thrasher, Hudson, Cooper of White, Matthews, Travis, Muse, Miller of Monroe.

**CLAIMS.**

Puryear, Chairman; Hudson, Secretary; Largent, Morris, Gordon, Mitchell, Burkhalter, Everett, Dunavant, Miller of Monroe, Knowles, Montgomery, Groner, Gill, Garnett, Travis, Rowan.

**PENITENTIARY.**

MacFarland, Chairman; Perry, Secretary; Royston, Worley, Corn, Sampson, Carden, Puryear, Cooper of Shelby, Johnson, Dickens, Marr, Candler, Drummond, Muse, Rowan, Travis, Garnett, Boucher, Hassell, Gordon, Cummings, Stainback, Burkhalter, Jestes.

**SIGNED.**

The Speaker announced that he had signed House Resolution No. 14.

**COMMITTEE ANNOUNCED.**

Under House Resolution No. 14, To find Codes, the Speaker announced the appointment of Messrs. Murray, Jackson and Holman.

**INTRODUCTION OF RESOLUTIONS.**

By Mr. MacFarland, House Resolution No. 15, To extend sympathy to Col. J. H. Acklen in the death of little son.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF RESOLUTION.

By Mr. Webb, House Joint Resolution No. 11, To authorize Knoxville Power Company to construct a dam across Little Tennessee River.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Dixon moved to refer to appropriate committee.

The motion to refer prevailed and the resolution was referred to the Committee on Judiciary.

#### APPOINTMENTS.

Under House Resolution No. 9, the Speaker announced the appointment of the following porters: Sylvanus Martin, Mac Buford, Nelson King, Robert Bradley, Isaac Oldham and Dock Brackin.

#### INTRODUCTION OF BILLS.

By Mr. Baldridge, House Bill No. 75, To provide more equitable distribution of public school taxes.

Passed first reading.

By Mr. Dunavant, House Bill No. 76, To prevent use of railroad passes by public officials.

Passed first reading.

By Mr. Dyer, House Bill No. 77, To regulate sale of personal property.

Passed first reading.

By Mr. Galloway, House Bill No. 78, To amend an Act to regulate running of automobiles.

Passed first reading.

By Mr. Garnett, House Bill No. 79, To repeal an Act creating Jury Commission for Warren County.

Passed first reading.

By Mr. Holman, House Bill No. 80, To prohibit buying brass, bones, etc., from minors.

Passed first reading.

By Mr. Howland, House Bill No. 81, To amend charter of Lewisburg.

Passed first reading.

By Mr. Kenney, House Bill No. 82, To create school district in Obion County and Gibson County.

Passed first reading.

By Mr. Lane, House Bill No. 83, To authorize guardians of lunatics, etc., to prosecute claims in certain cases.

Passed first reading.

By Mr. Lockert, House Bill No. 84, To regulate practice of optometry.

Passed first reading.

By Mr. Muse, House Bill No. 85, To regulate keeping of female dogs.

Passed first reading.

By Mr. Poston, House Bill No. 86, To authorize sale of Livingston Academy.

Passed first reading.

By Mr. Scott, House Bill No. 87, To repeal Act regulating sale of tobacco to minors.

Passed first reading.

By Mr. Scott, House Bill No. 88, To fix and define liability of common carriers.

Passed first reading.

By Mr. Scott, House Bill No. 89, To create school district in Henderson County.

Passed first reading.

By Mr. Scott, House Bill No. 90, To make it lawful for land owners to make surveys of adjoining land.

Passed first reading.

By Mr. Thomas, House Bill No. 91, To amend Act to prevent spread of disease among domestic animals.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 1, To require Supreme Court Clerks to issue executions in certain cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 2, To enact stock law for McMinn County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 3, To create the office of County Judge of Hawkins County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 4, To regulate train dispatchers.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 5, To amend Juvenile Laws of 1905.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 6, To prohibit dealing in futures.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 7, To create Criminal Court in Knox County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 8, To provide road law for Lauderdale County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 9, To allow Dyer County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 10, To incorporate Winchester.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 11, To create State Good Roads Commission.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 12, To amend the insurance laws.

Passed second reading and referred to Committee on Insurance.

House Bill No. 13, To regulate the payment of fees in certain cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 14, To prohibit bucket shops.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 15, To enact stock law for Washington County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 16, To establish college for the higher education of teachers.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 17, To regulate the marriage of minors.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 18, To amend Confederate pension laws.

Passed second reading and referred to Committee on Pensions.

House Bill No. 19, To amend the charter of Huntingdon.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 20, To detach Morgan County from the Tenth and add to the Seventh Senatorial District.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 21, To allow Washington County voters to vote on stock law.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 22, To authorize Henderson County to fund railroad bonds.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 23, to enact compulsory school law.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 24, To supply duplicate land grants when same have been destroyed.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 25, To regulate the collection of usury from banks.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 26, To provide for the collection of taxes for parks.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 27, To create a school district in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 28, To amend pension laws.

Passed second reading and referred to Committee on Pensions.

House Bill No. 29, To authorize Hamilton County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 30, To amend the corporation laws relative to mining.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 31, To change the line between Jefferson and Grainger Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 32, To amend the compulsory school laws.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 33, To authorize the sale of Henning High School property.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 34, To protect blacksmiths.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 35, To amend the criminal laws of the State.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 36, To amend grand jury laws.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 37, To give grand juries inquisitorial powers  
over usury.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 38, To provide traveling expenses for Judges  
and Attorneys-General.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 39, To amend insurance laws of the State.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 40, To prohibit the collection of costs in certain  
cases.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 41, To repeal the charter of Rock Creek.

Passed second reading and referred to Committee on Municipal  
Affairs.

House Bill No. 42, To repeal the Act creating Library Commission.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 43, To benefit indigent widows of the State.

Passed second reading and referred to Committee on Pensions.  
House Bill No. 44, To define public drunkenness.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 45, To authorize bank and trust companies to  
buy real estate.

Passed second reading and referred to Committee on Banks.  
House Bill No. 46, To prevent destruction of competition on  
manufactured goods.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 47, To allow certain appeals to Circuit Court.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 48, To define and limit peremptory challenges.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 49, To make abandonment by husbands and  
fathers a misdemeanor in certain cases.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 50, To make instruments of conveyance *prima*

*facie* evidence in certain cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 51, To compel railroads to receive and set cars  
of other roads.

Passed second reading and referred to Committee on Railroads.  
House Bill No. 52, to incorporate Terrytown.



Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 53, To create school district in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 54, To enact stock law for Robertson County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 55, To make it unlawful to make a tender in action out of torts.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 56, To authorize McMinn County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 57, To redistrict McMinn County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 58, To amend the charter of St. Elmo.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 59, To regulate the sale of patent medicines.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 60, To amend Act creating Jury Commission for Knox County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 61, To enact a stock law for Warren County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 62, To authorize Sheriffs and Coroners to issue subpoenas in adjoining counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 63, To define and prohibit vagrancy.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 64, To make Robert E. Lee's birthday a legal holiday.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 65, To amend Act relative to admission to hospitals for the insane.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 66, To repeal Act declaring Big Sandy River navigable.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 67, To extend the four-mile law to towns of 150,000 population.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 68, To give grand juries inquisitorial power in practise of medicine and pharmacy.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 69, To prohibit recording of certain deeds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 70, To change the line between the counties of Davidson and Rutherford.

Passed second reading and referred to the Committee on New Counties and County Lines.

House Bill No. 71, To authorize Bristol to issue bonds for water works.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 72, To repeal an Act authorizing Bristol to purchase waterworks system.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 73, To amend Act creating Text Book Commission.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 74, To extend the power of railroad companies in condemning property.

Passed second reading and referred to the Committee on Railroads.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 5, To investigate the office of the State Board of Health, adopted for concurrence; also to transmit Senate Joint Resolution No. 7 for the signature of the Speaker of the House; also to return House Joint Resolution No. 7, signed by the Speaker of the Senate.

THOMAS, *Clerk*.

#### SENATE RESOLUTION.

Senate Joint Resolution No. 5, To investigate the office of the State Board of Health.

On motion, the House concurred in the resolution.

A motion to reconsider was laid upon the table.

RECESS.

On motion, the House took a recess until 11:55 A. M.

At the conclusion of the recess the House was called to order by Mr. Speaker Cunningham.

SIGNED.

The Speaker announced that he had signed Senate Joint Resolution No. 7.

ELECTION OF UNITED STATES SENATOR.

The hour set for the election of United States Senator under Senate Joint Resolution No. 2 having arrived, nominations were declared in order.

Mr. McElroy nominated Hon. Robert L. Taylor, of Davidson County.

Mr. Carden seconded the nomination of Mr. Taylor.

Mr. Cottrell nominated Hon. Nathan W. Hale, of Knox County.

Mr. Candler seconded the nomination of Mr. Hale.

There being no other nominations, the roll was called, with the following results:

For Robert L. Taylor .....74

For Nathan W. Hale ..... 21

Representatives voting for Robert L. Taylor were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Burkhalter, Campbell, Carden, Chestnut, Cooper of White, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Hall, Harris, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—74.

Representatives voting for Nathan W. Hale were: Messrs. Brooks, Candler, Cottrell, Donaldson, Drummond, Edens, Garrison, Hardin, Hartley, Householder, Jestes, Kinsland, May, Miller of Monroe, Rambo, Royston, Tallant, Thrasher, Walker, Webb and York—21.

INVITATION TO ATTEND SMOKER.

Mr. Jackson, on behalf of the Federation of Labor, extended an invitation to the members to attend a smoker at Twin Hall on the evening of January 15, 1907.

NOTICE OF CONTEST.

Mr. Stainback presented papers of Hon. R. B. Hickey, contestant for seat held by Hon. John Brooks, as Representative from Cocke County. The same were ordered filed.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 9, Relative to reports of Investigating Committees, concurred in by the Senate.

Also House Joint Resolution No. 8, To limit the number of members of Investigating Committees, amended and concurred in by the Senate.

Also to return House Joint Resolution No. 10, To provide for a committee to investigate the Old Soldiers' Home, non-concurred in by the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock tomorrow morning.

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WEDNESDAY, JANUARY 16, 1907.

TENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

On a call of the roll, ninety-eight members were found to be present.

Member absent: Mr. Bradley, who was excused on account of illness.

JOURNAL APPROVED.

The Journal of yesterday's proceedings was read and approved.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Neal, House Joint Resolution No. 11½, Relative to establishing gubernatorial succession.

On motion, the rules were suspended for the consideration of the resolution.

On motion, the resolution was referred to the Committee on Judiciary.

#### ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 15 and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### RESIGNED.

Mr. Marr tendered his resignation as Chairman of the Committee on Military Affairs. The same was accepted and Mr. McElroy was appointed in his stead by Mr. Speaker Cunningham.

#### INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 92, To change the line between certain civil districts in Greene County.

Passed first reading.

By Mr. Armitage, House Bill No. 93, To amend Act incorporating Greeneville.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 94, To amend the Act allowing Shelby County to issue turnpike bonds.

Passed first reading.

By Mr. Cummings, House Bill No. 95, To create Reform School for juvenile offenders.

Passed first reading.

By Mr. Edens, House Bill No. 96, To amend the charter of Mountain City.

Passed first reading.

By Mr. Edens, House Bill No. 97, To authorize Mountain City to issue bonds.

Passed first reading.

By Mr. Garnett, House Bill No. 98, To make Warren County school districts legal.

Passed first reading.

By Mr. Gordon, House Bill No. 99, To create improvement districts in certain cities.

Passed first reading.

By Mr. Hartley, House Bill No. 100, To authorize Harriman to issue bonds for public improvements.

Passed first reading.

By Mr. Holman, House Bill No. 101, To amend the Act providing revenue for the State.

Passed first reading.

By Messrs. Horton and Corn, House Bill No. 102, To authorize Franklin County to issue bonds for pikes.

Passed first reading.

By Mr. Lane, House Bill No. 103, To change the line between Williamson and Davidson Counties.

Passed first reading.

By Mr. Marr, House Bill No. 104, To prohibit members of the Legislature from selling land to the State.

Passed first reading.

By Mr. Montgomery, House Bill No. 105, To protect farmers in the purchase of seed and grain.

Passed first reading.

By Mr. Thrasher, House Bill No. 106, To amend stock law for McNairy County.

Passed first reading.

#### INVITATION FROM THE SUPERINTENDENT OF PUBLIC INSTRUCTION.

Hon. S. A. Mynders, State Superintendent of Public Instruction, extended an invitation to the members of the House to attend meetings of the State Public School Teachers' Association, in session in the city.

On motion of Mr. Gordon, the thanks of the members were extended for the invitation, which was accepted.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 75, To provide more equitable distribution of the school fund.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 76, To prohibit the use of railroad passes by public officials.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 77, To regulate the sale of personal property.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 78, To amend the Act regulating automobiles.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 79, To repeal the Act creating Jury Commission for Warren County.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 80, To prohibit the buying of brass, bones, etc., from minors.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 81, To amend the charter of Lewisburg.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 82, To create school district in Obion County and Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 83, To authorize guardians of lunatics to prosecute certain claims.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 84, To regulate the practice of optometry.

Passed second reading and referred to the Committee on Sanitation.

House Bill No. 85, To regulate the keeping of female dogs.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 86, To authorize the sale of Livingston Academy.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 87, To repeal the Act regulating the sale of tobacco to minors.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 88, To fix and define liability of common carriers.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 89, To create school district in Henderson County.

Passed second reading and referred to the Committee on Education and Common Schools.

House Bill No. 90, To make it lawful for land owners to make a survey of adjoining land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 91, To amend the Act to prevent the spread of disease among domestic animals.

Passed second reading and referred to Committee on Agriculture.

#### ON SENATE AMENDMENTS.

House Joint Resolution No. 8, To limit the number of members on junketing committees.

On motion of Mr. Gordon, the House refused to concur in the Senate amendments.

#### INTRODUCTION OF RESOLUTIONS.

By permission of the House, Mr. Scott introduced House Resolution No. 16, To extend thanks to the Tennessee Federation of Labor for smoker given last evening.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### RECESS.

Thereupon the House took an informal recess until 11 o'clock A. M.

At the conclusion of the recess, the House was called to order by Mr. Speaker Cunningham.

#### IN JOINT CONVENTION.

The hour fixed for canvassing the vote for Governor having arrived, the Senate appeared at the bar of the House, were admitted and assigned seats. The Joint Convention was called to order by Mr. President Tollett. The roll of the Senate was called by the clerk of the Senate. Senators present, 32; absent, 1. The roll of the House was called by the Clerk of the House. Representatives present, 94; absent, Bradley, Knowles, Murray, Neeley and Sampson—5.

A quorum of the Joint Convention being present, the Clerk of the Senate read the resolution providing for the Joint Convention of the two houses.

Mr. Gordon moved that a committee of two from the Senate and three from the House be appointed to act as tellers.

The motion prevailed.

Thereupon the following were appointed by Mr. President Tollett on the part of the Senate: Messrs. Foust and Ewing. On the part of the House: Messrs. Gordon, Benham and Garrison.

The tellers, after footing up the returns as received by Mr. President Tollett, submitted the following report:



MR. PRESIDENT: Your committee appointed to act as tellers in counting and comparing the vote cast for Governor of Tennessee in the election held November 6, 1906, as shown by returns in the office of the Secretary of State, beg leave to report that there was cast for Governor the following vote:

For Malcolm R. Patterson .....	111,856
For H. Clay Evans .....	92,804
For John M. Ray .....	879

Respectfully submitted,

J. L. FOUST,  
A. G. EWING, JR.,  
*On the part of the Senate;*  
T. C. GORDON,  
ALBERT BENHAM,  
A. L. GARRISON,  
*On the part of the House.*

Thereupon Mr. President Tollett declared Hon. Malcolm R. Patterson duly and constitutionally elected Governor of Tennessee for the ensuing term of two years.

The purpose for which the Joint Convention met having been accomplished, the convention was dissolved by Mr. President Tollett, and the Senate repaired to its chamber.

Thereupon the House was called to order by Mr. Speaker Cunningham.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 8 to grant Knoxville Power Company right to dam Little Tennessee River, adopted for concurrence. Also to transmit Senate Joint Resolution Nos. 2, 4 and 5 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Joint Resolution Nos. 2, 4 and 5.

#### IN JOINT CONVENTION.

The hour set for the comparison of the vote cast for United States Senator in the two houses on yesterday and announcing the result having arrived, the Senate appeared at the bar of the House and were announced by the Sergeant-at-Arms, invited within and assigned seats.

The Joint Convention was called to order by Mr. President Tollett.

The Clerk of the Senate called the roll of the Senate.

Senators present, 32; absent, 1.

The Clerk of the House called the roll of the House.

Representatives present, 90; absent, Messrs. Bradley, Baldridge, Candler, Cooper, of Shelby, Cottrell, Knowles, Murray, Neeley and Sampson—9.

The Clerk of the Senate read the resolution calling for the election of a United States Senator.

Thereupon the Clerk of the Senate read that part of the Senate Journal of yesterday showing the vote cast for United States Senator, by which was shown the following result:

Robert L. Taylor.....	25
Nathan W. Hale.....	5

The Clerk of the House read that part of the House Journal of yesterday showing the vote cast for United States Senator, by which was shown the following result:

Robert L. Taylor.....	74
Nathan W. Hale.....	21

Total number of votes cast—126. Necessary to a choice—64.

Robert L. Taylor having received a majority of the votes of all the members of both houses, Mr. President Tollett declared him duly, legally and constitutionally elected United States Senator for a term of six years, beginning March 4, 1907.

The purpose for which the two houses met having been accomplished, the convention was dissolved, the Senate repairing to its chamber.

The House was called to order by Mr. Speaker Cunningham.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to transmit to the House of the Fifty-fifth General Assembly a message in writing.

CLARENCE M. HAWKINS, *Secretary to the Governor.*

The message was thereupon taken up and read by the Clerk of the House, as follows:

STATE OF TENNESSEE,

EXECUTIVE DEPARTMENT,

January 16, 1907.

*To the Senate and House of Representatives:*

The Legislature of 1903 passed an Act, Chapter 378, authorizing the Board of Prison Commissioners, by and with the consent of the Governor, to purchase additional coal lands for and on behalf of the State, to be held and used by the State in its coal operations and for the utilization of convict labor, and providing for the expert examination of said coal lands and the approval of title by the Attorney-General of the State.

Carrying out the provisions of this act, the officials authorized and directed to purchase additional coal lands purchased the Kittel lands, known as the "Herbert Domain," located in the counties of Bledsoe, Cumberland, Van Buren and White, and containing ten thousand acres, more or less, at the price of \$12.00 per acre, making a cash payment of \$50,000 and executing for the deferred payments, six promissory notes for \$11,666.66 each, with six per cent. interest per annum, payable in one, two, three, four, five and six years. This land is drained by Bee and Glade Creeks and their tributaries, waters of Caney Fork of Cumberland River.

EXPERT EXAMINATION.

Mr. N. L. Reynolds, Superintendent of the State mines, and one of the best coal experts in the South, was employed to make an expert examination of this coal property. Prior to this time these lands had been examined by various experts, including Messrs. E. V. d'Invallier, F. P. Clute and R. H. Elliott.

Mr. Reynolds, among other things, says of this property:

"There is an abundance of water for all mining and coke oven requirements. In fact, it is the best watered property on the main plateau that I have observed. The soil seems to respond to its cultivation much more readily than that of the plateau in general, and seems well adapted to the productions of the grasses, as well as the ordinary farm products of the locality, and the property is admirably adapted to the requirements of convict operation. . . . That the property will prove profitable to the State for mining operations, and the purchase is recommended."

In speaking of the value of the property, he says:

"Based upon the profits per ton realized at Brushy Mountain Mines, the profits accruing from one hundred acres of four foot coal would pay for the property under consideration and its de-

velopment, exclusive of the construction of coke ovens. The Sewanee seam underlies about 80 per cent. of the 'Herbert Domain' property. . . . In addition to the Sewanee coal, above reported, practically the entire property carries the sub-conglomerate coal measures of the plateau, known as the Bon Air and Cliff seams, etc."

All the other experts who have examined this property, practically agree with Mr. Reynolds as to the value of this property as a coal mining proposition, and Mr. Reynolds in his report recommends the purchase of this land as suitable and profitable coal mining property.

The Sewanee coal has a well established reputation as one of the best steam coals of the South, and the Bon Air is justly regarded as one of the best domestic coals to be found in Tennessee.

#### TITLE.

As directed by the act of 1903 the question of title was submitted to the Hon. Chas. T. Cates, Jr., Attorney-General for the State, and in addition, Judge Wm. T. Smith, of Sparta, was employed to assist in the examination of the titles to this property, both examined, passed upon and approved the title. Before approving this purchase, the N., C. & St. L. Ry. entered into an agreement to extend its line of railway to this property and to the point at which the State would decide to locate its operation or operations; to guarantee to the State what is known as the Whitwell freight rate for all coal or coal products that will be offered for transportation from the State mines; to not discriminate in any way in the distributon of cars and equipment against said State mines, in favor of any other mines located upon said railway, and to make its best endeavors at all times to provide and furnish at said State mines on the "Herbert Domain" ample and sufficient equipment to transport promptly all coal and coal products offered for transportation at said State mines, the State being required only to furnish a right of way through said "Herbert Domain," reserving the coal under said right of way.

The Whitwell freight rate to Atlanta and other Southern markets is fifteen cents per ton less than the freight rate from Petros, where the State is at present carrying on its mining operations. It is estimated that the Sewanee seam of coal in said "Herbert Domain" will average more than four feet in thickness; a four foot vein of coal will yield 5,000 tons per acre of minable coal; the saving of fifteen cents per ton would therefore be \$750.00 per acre, which would aggregate a total of more than five million dollars saved in freights, on the coal in "Her-

bert Domain" lands, on the Sewanee seam of coal. Said lands also carry the Bon Air seam of nearly equal thickness, and a like saving would be made to the State on this seam, on freight rates. Thus, it will readily appear, what this freight rate means to the State's coal operations. Engineers have estimated that it will cost the N., C. & St. L. Ry. \$800,000 to build its line of railway to this property. This sum is practically added to the value of the "Herbert Domain." The fact that a great and uniformly successful railway system agrees to extend its lines to this property at so great a cost, is a guarantee to you of the value of the property and that your officials made no mistake in its purchase.

This property is within easy reach of the Southern Railway, its line of railway being nearer this property than the N., C. & St. L. Ry. from the point where it will have to begin the construction of its line to reach the "Herbert Domain," by reason of the topography of the country.

It is known to all coal operators that the N., C. & St. L. Ry. has given a better car supply to the mines on its road and a better service, than any other road operated in the State, and its record in the past is a guarantee to the State that it will take care of the output of its mines in the future. It is to the credit of the late lamented John W. Thomas that as President of the N., C. & St. L. Ry., he gave his patrons better service than any other road operated in the South, and his wise management and just consideration of all, more than to any other cause, is due the good feeling existing between the people of Tennessee and the railroads of the State. He was content to operate his railroad according to the charter given him, in fairness to all, for the best interest of the railroad and all its patrons, and let the people take care of and run their State government.

The coal fields of Tennessee are practically reached and served by two great railway systems, the Southern and the N., C. & St. L. Our present mines are located on the Southern, our new holdings will be reached by the N., C. & St. L. Ry., and this will guarantee competition, if not in freight rates, certainly in adequate service. If one railroad should fail to give an adequate car supply and motive power to transport the output of our mines to the markets the operations on that system could be reduced and the operations on the other system that would give a better supply, could be increased.

The loss to the State on our mining operations for the last year is estimated by the Prison Commissioners to be \$238,500. The report received from the mines for last week shows a loss of \$9,810, due to car shortage.

It must be remembered that if the convict mines are shut down by reason of a car shortage, that it costs just as much to maintain the convicts in idleness as it does when they are at work, hence the value of the output of the mines is the measure of loss to the State.

I am advised by the Attorney-General that additional legislation will be necessary to enable the Prison Commissioners to establish mining operations on the newly acquired coal lands, and the contract of the N., C. & St. L. Ry. is conditioned on the State giving authority to the Penitentiary Commissioners to open and establish convict mines on the "Herbert Domain," and to enter into a contract with said railway in accordance with the agreement made with your State officials, which was required as a thing precedent to the approval of the purchase of the "Herbert Domain" lands. I therefore recommend that such legislation be enacted by you at the earliest time practicable.

In addition to the value of the land as coal property and for farming purposes, in my judgment, with a railroad reaching the property, the value of the timber on the "Herbert Domain" is equal to the price paid for the entire property.

The State of Tennessee now holding, and having acquired, property that will be reached by the two great railroad systems of the State entering the coal fields of Tennessee, and the property owned by the State being located in the two great coal fields of the State, I am of opinion that the coal operations of the State for the future should be confined to these two localities, but I am sure that the State should acquire additional coal lands. I therefore recommend that you enact a law authorizing your Board of Prison Commissioners, by and with the consent of the Governor, to acquire additional lands, by purchase or condemnation, adjoining the present holdings of the State.

It will be wise for the State in the future to continue its coal operations in these two sections, and any additional purchases should be made with this end in view.

#### REFORMATORY.

I recommend that a reformatory for juvenile criminals be established on the "Herbert Domain," to be known as the "Herbert Domain Reformatory." I regard this as an ideal location from every standpoint for a State Reformatory for juvenile criminals.

The purchase of the "Herbert Domain" and the extension of the N., C. & St. L. Ry. system into this section will develop the

greatest coal field in the State and greatly enhance taxable values.

I transmit herewith a copy of the report of Expert N. L. Reynolds a copy of the report of Attorney-General Chas. T. Cates, Jr., and of Judge W. T. Smith on the title and a copy of the agreement made by the N., C. & St. L. Ry.

JOHN I. COX, *Governor*.

#### SENATE JOINT RESOLUTION.

Senate Joint Resolution No. 8, To allow Knoxville Power Company to construct a dam across Little Tennessee River.

Mr. Stainback moved to refer the resolution to the Committee on Judiciary.

The motion to refer prevailed.

Thereupon the House adjourned until 11 o'clock to-morrow morning.

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THURSDAY, JANUARY 17, 1907.

#### ELEVENTH DAY.

The House was called to order at 11 o'clock by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 99 members were found to be present.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

#### RECESS.

On motion of Mr. Dixon, the House took informal recess until 11:45 A. M.

At the conclusion of the recess the House was called to order by Mr. Speaker Cunningham.

#### IN JOINT CONVENTION.

The hour set for the inauguration of the Governor-elect, Hon. Malcolm R. Patterson, having arrived, the Senate appeared at

the bar of the House, were announced by the Sergeant-at-Arms, invited within and assigned seats.

The Joint Convention was called to order by Mr. President Tollett.

The proceedings were opened with prayer by Rev. Jas. R. Winchester, pastor of Calvary Episcopal Church, of Memphis.

The arrival of the Supreme Court, the Court of Chancery Appeals and State officials was announced by the Sergeant-at-Arms, and they were admitted and assigned seats.

The Clerk of the Senate called the roll of the Senate. Senators present, 32; absent, 1.

The Clerk of the House called the roll of the House. Members present, 98; absent, Mr. Webb.

On motion, the reading of the resolution calling for a joint convention was dispensed with.

Mr. Senter moved that the President of the convention appoint a committee of three—one from the Senate and two from the House—to notify the Governor-elect that the convention was now ready to proceed with the inaugural ceremonies.

The motion prevailed.

Thereupon Mr. Senter, on the part of the Senate, and Messrs. Horton and Corn, on the part of the House, were appointed by Mr. President Tollett.

#### ANNOUNCED.

The Sergeant-at-Arms announced the arrival at the bar of the House of the Governor-elect and the Inaugural Committee, who were invited within and assigned seats.

The President stated the purpose of the meeting of the two houses to be the inauguration of the Governor-elect.

Mr. President Tollett addressed the convention, introducing Governor John I. Cox, who proceeded to deliver his farewell address.

Thereupon Mr. President Tollett introduced the Governor-elect, Hon. Malcolm R. Patterson, of Shelby County, who proceeded to deliver his inaugural address.

At the conclusion of the inaugural address, the oath of office was administered by Chief Justice W. D. Beard, of the Supreme Court of Tennessee, to the Governor-elect, Hon. Malcolm R. Patterson, who kissed the Bible in the prescribed form, after which the following oath was duly signed:

*State of Tennessee, Davidson County.*

I, Malcolm R. Patterson, do solemnly swear on the Holy Evangelists of Almighty God that I will support the Constitution of the United States, and of the State of Tennessee, and will per-



form with fidelity all of the duties of the office to which I have been elected.

I do further solemnly swear, as Governor of the State, I will not propose or assent to any bill, vote or resolution which shall appear to me injurious to the people, nor consent to any act, or thing that shall have a tendency to lessen their rights and privileges as declared by the Constitution.

I do further solemnly swear that I have not directly or indirectly given or accepted, or knowingly carried a challenge in writing or otherwise to any person being a citizen of this State since the adoption of the Constitution in 1835, or aided or abetted therein since the adoption of that Constitution, and that I will not during my continuation in office be guilty of either of these acts.

[SIGNED]

MALCOLM R. PATTERSON.

Sworn to and subscribed before me at the Capitol of Tennessee this, the 17th day of January, 1907.

[SIGNED]

W. D. BEARD, *Chief Justice of Tennessee.*

The benediction was pronounced by Rev. James R. Winchester, D. D.

The purpose for which the joint convention met having been accomplished, the convention was dissolved by Mr. President Tollett.

Thereupon the Senate repaired to the chamber.

The House was thereupon called to order by Mr. Speaker Cunningham.

On motion, the House adjourned until 10 o'clock to-morrow morning.

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FRIDAY, JANUARY 18, 1907.

TWELFTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. Chas. E. Sullivan, the Chaplain.

On a call of the roll 98 members were found to be present. Member absent, Mr. Jestes.

JOURNAL APPROVED.

The Journal of yesterday's proceedings was read and approved.

COMMITTEE ON ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 16, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Resolution No. 16.

COMMITTEES ANNOUNCED.

The following committees were announced by Mr. Speaker Cunningham:

FINANCE, WAYS AND MEANS.

Cooper of Shelby, Chairman; Neal, Secretary; Benham, Puryear, Schubert, Burkhalter, Gordon, Stainback, Sneed, Horton, Meadows, Howland, Carden, Perry, McElroy, Dixon, Holman, Lipscomb, Kenney, Bradley, Marr, Gill, Shea, Lane, MacFarland, Worley, Cummings, Peay, Murray, Candler, Miller of Monroe, Cottrell.

COMMITTEE ON INSURANCE, BUILDING AND LOANS.

Schubert, Chairman; Cooper of White, Secretary; Dyer, Armistage, Walker, Shea, Candler, Morris, Matthews, Askew, Montgomery, Drummond, York, Everett, Lane, Edwards, Dunavant, Scott, Tatum, Cummings, Lipscomb, Stainback.

PETITIONS AND MEMORIALS.

By Mr. Holman, Petition from citizens of Lincoln County relative to the passage of the anti-jug law.

On motion, the petition was referred to the Committee on Liquor Traffic.

REPORTS FROM THE STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary recommends for passage Senate Joint Resolution No. 8, and House Bills Nos. 3, 35, 7, 78, 68, 50, 80 and 49, and for the table House Joint Resolution No. 11.

DIXON, *Chairman.*

MR. SPEAKER: We, your Committee on Public Roads, beg leave to report that we have carefully examined House Bills Nos. 3, 29 and 56, and recommend same for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Education have carefully considered House Bills Nos. 16, 27, 33, 53 and 73, and recommend same for passage.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend House Bill No. 10, with amendment, and House Bills Nos. 26, 41, 52, 58, 71 and 72 for passage.

CARDEN, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Burkhalter, House Joint Resolution No. 12, To return thanks for bands of the Industrial and Blind Schools for music furnished at the inauguration of the Governor.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### HOUSE RESOLUTION.

By Mr. Fielder, House Resolution No. 17, To purchase Shannon's Code for the Committee on Judiciary.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Gordon moved to amend by providing Codes for the Committees on Finance, Ways and Means, Education and Common Schools and Municipal Affairs.

The amendment was adopted.

Thereupon the resolution was adopted as amended.

A motion to reconsider was laid on the table.

By Mr. Puryear, House Resolution No. 18, To fix the time for meetings for Standing Committees.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Meadows, House Resolution No. 19, To authorize the Clerk of the House to have printed 500 copies of House Bill No. 11.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.  
A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By Messrs. Harris and Askew, House Bill No. 107, To authorize Jackson to issue bonds for floating indebtedness.

Passed first reading.

By Mr. Chestnut, House Bill No. 108, To abolish district land office of Tennessee.

Passed first reading.

By Mr. Cottrell, House Bill No. 109, To repeal charter of Lenoir City.

Passed first reading.

By Hamilton County Delegation, House Bill No. 110, To authorize Hamilton County to issue school bonds for \$75,000.

Passed first reading.

By Messrs. Boucher, Edwards, et al, House Bill No. 111, To establish Experiment Station in West Tennessee.

Passed first reading.

By Messrs. Askew and Harris, House Bill No. 112, To provide for the organization of improvement district in Jackson.

Passed first reading.

By Mr. Hudson, House Bill, No. 113, To provide additional compensation for the Sheriff of Dickson County.

Passed first reading.

By Mr. Lane, House Bill No. 114, To amend the Act creating Jury Commission for Williamson County.

Passed first reading.

By Davidson County Delegation, House Bill No. 115, To segregate saloon area in city of Nashville.

Passed first reading.

By Mr. Matthews, House Bill No. 116, To repeal Act authorizing Davidson County to appropriate money for clerk hire in Trustee's office.

Passed first reading.

By Mr. Matthews, House Bill No. 117, To prevent issuance of free passes by common carriers.

Passed first reading.

By Mr. Murray, House Bill No. 118, To repeal Act declaring Beaver Creek navigable.

Passed first reading.

By Mr. Murray, House Bill No. 119, To provide for taking of deposition in criminal cases.

Passed first reading.

By Mr. Murray, House Bill No. 120, To repeal Act declaring Sandy River navigable.

Passed first reading.

By Mr. Neal, House Bill No. 121, To appropriate \$100,000 to the University of Tennessee.

Passed first reading.

By Messrs. Puryear and Holman, House Bill No. 122, To regulate passenger rates on railroads.

Passed first reading.

By Mr. Sampson, House Bill No. 123, To abolish death sentence as punishment for crime.

Passed first reading.

By Mr. Thompson, House Bill No. 124, To amend the charter of Shelbyville.

Passed first reading.

By Mr. Wiggs, House Bill No. 125, To increase the salary of the County Judge of Perry County.

Passed first reading.

By Mr. Horton and Mr. Corn, House Bill No. 126, To authorize citation on summonses to non-residents and regulate its service.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 92, To change the line between civil districts of Greene County.

Passed second reading and referred to the Committee on New Counties and County Lines.

House Bill No. 93, To amend the Act incorporating Greeneville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 94, To amend the Act allowing Shelby County to issue turnpike bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 95, To create reform school for juvenile offenders.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 96, To amend the charter of Mountain City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 97, To authorize Mountain City to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 98, To make Warren County school districts legal.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 99, To create improvement districts in certain cities.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 100, To authorize Harriman to issue bonds for improvement.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 101, To amend act providing for State revenue.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 102, To authorize Franklin County to issue bonds for pikes.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 103, To change the line between the Counties of Davidson and Williamson.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 104, To prohibit members of the Legislature from selling land to the State.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 105, To protect farmers in purchase of seed and grain.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 106, To amend stock law for McNairy County.

Passed second reading and referred to Committee on Agriculture.

#### SENATE JOINT RESOLUTIONS.

Senate Joint Resolution No. 8, To allow the Knoxville Power Company to construct a dam across Little Tennessee River.

Mr. Stainback moved that the House non-concur in the resolution.

The motion to non-concur failed.

Thereupon, on motion of Mr. Dixon, the House concurred in the resolution.

A motion to reconsider was laid on the table.

HOUSE JOINT RESOLUTION.

House Joint Resolution No. 11, To allow the Knoxville Power Company to construct a dam across Little Tennessee River.

On motion the resolution was tabled.

HOUSE BILLS ON THIRD READING.

House Bill No. 7, To create a Criminal Court for Knox County.  
Passed third reading by following vote:

Ayes.....	96
Noes.....	2

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—96.

Representatives voting no were: Messrs. Garnett and Scott—2.

A motion to reconsider was tabled.

House Bill No. 8, To provide road law for Lauderdale County.  
Passed third reading and a motion to reconsider was tabled.

House Bill No. 10, To incorporate Winchester.

Accompanied by committee amendment.

The committee amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 16, To secure higher education of teachers in Tennessee.

On motion of Mr. Meadows, the bill was referred to the Committee on Finance, Ways and Means.

# HOUSE JOINT RESOLUTIONS.

By unanimous consent, Mr. McElroy introduced House Joint Resolution No. 13, to pay the expenses of the inauguration of the Governor.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By consent of the House, Mr. Gordon introduced House Joint Resolution No. 14, To appoint committee to investigate cost of portrait of Gen. Frank Cheatham.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

Mr. Perry moved that the Clerk of the House be authorized to have printed 500 copies of House Bill No. 77.

Mr. Benham moved to table the motion.

The motion to table failed.

Thereupon the motion was adopted.

House Bill No. 35, To amend the act relative to penalty for murder in the first degree.

Passed third reading by the following vote:

Ayes.....	89
Noes.....	4

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Chestnut, Cooper of White, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Stainback, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York, Mr. Speaker Cunningham—89.

Representatives voting no: Messrs. Donaldson, Jackson, Miller of Monroe, Sneed—4.

A motion to reconsider was laid on the table.



#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Joint Resolution No. 1, To investigate the offices of Comptroller and Treasurer, amended and concurred in by the Senate.

Also to return House Joint Resolution No. 6, To appoint committee to investigate condition of the Capitol, concurred in by the Senate.

Also to return House Joint Resolution No. 8, To limit number of investigating committees, the Senate refusing to recede from its amendments thereto and asking for committee of conference. Committee on the part of the Senate, Messrs. Halladay and Ewing.

THOMAS, *Clerk.*

#### COMMITTEE OF CONFERENCE.

The Chair appointed as Conference Committee on part of the House on House Joint Resolution No. 8, Messrs. Gordon and Worley.

Thereupon the House adjourned until 2 o'clock P. M., Monday.

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MONDAY, JANUARY, 21, 1907.

#### FIFTEENTH DAY.

The House met at 2 o'clock P. M. and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 93 members were found to be present; members absent, Cooper of Shelby, Gill, Gordon, Tallant, Thrasher and Walker.

#### JOURNAL APPROVED.

The Journal of Friday's proceedings was read and approved.

#### COMMITTEES ANNOUNCED.

The following committees were announced by Mr. Speaker Cunningham:

#### INCORPORATIONS.

Sneed, Chairman; Gill, Secretary; Thompson, Morris, Mitchell, Tatum, Burkhalter, Neeley, Gordon, Stainback, Baldridge, Matthews, White, Shea, Scott, Chestnut, Kinsland, Donaldson, Tallant.

#### RAILROADS.

Kenney, Chairman; Puryear, Secretary; Corn, Walker, Richmond, Carden, Lane, Garnett, Hall, Neeley, Muse, Hardin, Murray, Benham, Cummings, Waddell, Harris, Baldridge, White, Thrasher, Householder, Thompson, Travis, Schubert, Chestnut, Neal.

#### LIQUOR TRAFFIC.

Benham, Chairman; Jackson, Secretary; Lipscomb, Worley, Kenney, Poston, Walker, Carden, Shea, Cummings, Corn, Royston, Tatum, Burkhalter, McElroy, Hudson, Largent, Candler, Hall, Sneed, Wilkerson, Rambo.

#### SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 9; also House Resolution No. 15.

#### COMMITTEE ON ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: The Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 17, 18 and 19, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolution No. 6, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolutions Nos. 12, 13 and 14, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 7, 10 and 35, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### PETITIONS AND MEMORIALS.

By Mr. Webb, Petition from citizens of Knox County relative to sale of liquors in dry counties.

Referred to the Committee on Liquor Traffic.

By Knox County Delegation, Petition from Wesley Brother-

hood of First M. E. Church, at Knoxville, relative to temperance laws.

Referred to the Committee on Liquor Traffic.

By Knox County Delegation, Resolution of Bonnie Kate Chapter, D. A. R., in behalf of Jamestown Exposition.

Referred to the Committee on Finance, Ways and Means.

My Mr. MacFarland, Petition from citizens of Wilson County relative to prohibition and manufacture and sale of liquor, where same has been outlawed.

Referred to the Committee on Liquor Traffic.

By Knox County Delegation, Petition from citizens of Knox County in behalf of compulsory school laws.

Referred to the Committee on Education and Common Schools.

By Mr. Largent, Petition from W. C. T. U. of Houston County relative to sale of liquors.

Referred to the Committee on Liquor Traffic.

By Mr. Horton, Petition from citizens of Franklin County praying for law to prohibit transportation of alcoholic liquors from wet to dry counties.

Referred to the Committee on Liquor Traffic.

By Mr. Horton, Petition from citizens of Franklin County relative to enactment of law to prohibit the manufacture of liquors where the sale of same has been outlawed.

Referred to the Committee on Liquor Traffic.

By Mr. Kenney, Petitions from citizens of Obion County relative to enactment of law to prohibit the manufacture of liquor where the sale of same has been outlawed.

Referred to the Committee on Liquor Traffic.

By Mr. Cooper of White, Petition from citizens of White County relative to enactment of law to prohibit manufacture of liquors where the sale of same has been outlawed.

Referred to the Committee on Liquor Traffic.

By Mr. Largent, Petition from officers, teachers and pupils of Montgomery Academy, at Clarksville, asking for the extension of the four-mile law to Clarksville.

Referred to the Committee on Liquor Traffic.

By Mr. Kenney, Petitions from citizens of Obion County praying for law to prohibit transportation of alcoholic liquors from wet to dry counties.

Referred to the Committee on Liquor Traffic.

By Mr. Scott, Petition from citizens of Henderson County relative to enactment of law to prohibit manufacture of liquor in sections where the sale of same has been outlawed.

Referred to the Committee on Liquor Traffic.

• INTRODUCTION OF RESOLUTIONS.

By Mr. Armitage, House Joint Resolution No. 15, To appoint a committee to investigate State archives and report on the same.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Lipscomb, House Resolution No. 20, Relative to buying portrait of Gen. Frank B. Cheatham.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Bradley, House Resolution No. 21, To direct Clerk to prepare calendar of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

INTRODUCTION OF BILLS.

By Shelby County Delegation, House Bill No. 127, To appropriate money for Jamestown Exposition.

Passed first reading.

By Messrs. Hassell and Boucher, House Bill No. 128, To amend Act providing for the collection of taxes in Humboldt.

Passed first reading.

By Mr. Donaldson, House Bill No. 129, To authorize Morristown to extend water works system.

Passed first reading.

By Mr. Donaldson, House Bill No. 130, To amend Act incorporating Morristown.

Passed first reading.

By Mr. Donaldson, House Bill No. 131, To authorize County Clerks to levy taxes for the poor.

Passed first reading.

By Messrs. Dyer and Sampson, House Bill No. 132, To change the line between Putnam and Smith Counties.

Passed first reading.

By Mr. Hardin (by request), House Bill No. 133, To better protect land owners from trespassing stock.

Passed first reading.

By Mr. Hardin (by request), House Bill No. 134, To prescribe the form and substance of conditional judgments and change law as to the same.

Passed first reading.

By Mr. Hardin (by request), House Bill No. 135, To provide and regulate the law for compensation of Circuit Court Clerks.

Passed first reading.

By Mr. Hassell, House Bill No. 136, To establish State Normal School for West Tennessee.

Passed first reading.

By Messrs. Hassell and Boucher (by request), House Bill No. 137, To make Jefferson Davis' birthday a legal holiday.

Passed first reading.

By Mr. Jestes, House Bill No. 138, To amend Act to establish uniform system of public schools.

Passed first reading.

By Mr. Knowles, House Bill No. 139, To amend the Act to provide revenue for the State.

Passed first reading.

By Mr. Lane, House Bill No. 140, To appoint Trustees for Harpeth Academy, in Williamson County.

Passed first reading.

By Mr. Marr, House Bill No. 141, To prohibit the sale of adulterated foods.

Passed first reading.

By Messrs. McElroy and Webb, House Bill No. 142, To amend Act providing for the inspection of mines.

Passed first reading.

By Mr. Murray, House Bill No. 143, To provide for removing of obstructions in Beaver Creek in Carroll County.

Passed first reading.

By Mr. Neal, House Bill No. 144, To authorize Dayton to issue bonds for schools.

Passed first reading.

By Mr. Neal, House Bill No. 145, To amend the Act incorporating Dayton.

Passed first reading.

By Mr. Neal, House Bill No. 146, To repeal Act authorizing Dayton to issue school bonds.

Passed first reading.

By Mr. Neal, House Bill No. 147, To incorporate Spring City.

Passed first reading.

By Mr. Neal, House Bill No. 148, To establish School District No. 5 in Rhea County.

Passed first reading.

By Mr. Shea (by request), House Bill No. 149, To protect owners of milk receptacles.

Passed first reading.

By Mr. Shea (by request), House Bill No. 150, To enable the Board of Health to have better milk inspection in Memphis.

Passed first reading.

By Mr. Smith, House Bill No. 151, To require vendor in conveyance of real estate to derange title in conveyance.

Passed first reading.

By Mr. Webb, House Bill No. 152, To repeal Act extending corporate limits of Knoxville.

Passed first reading.

By Mr. Webb, House Bill No. 153, To regulate the business of appearance and bail bonds.

Passed first reading.

By Mr. Wiggs, House Bill No. 154, To change the line between Perry and Humphreys Counties.

Passed first reading.

By Mr. York, House Bill No. 155, To change the line between Claiborne and Campbell Counties.

Passed first reading.

#### COMMITTEE ON ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 8, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### HOUSE BILLS ON SECOND READING.

House Bill No. 107, To authorize Jackson to issue bonds for indebtedness.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 108, To abolish District Land Offices in Tennessee.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 109, To repeal charter of Lenoir City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 110, To authorize Hamilton County to issue school bonds.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 111, To establish experiment station in West Tennessee.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 112, To provide for improvement districts in Jackson.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 113, To provide for additional compensation for Sheriff in Dickson County.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 114, To amend act creating Jury Commission for Williamson County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 115, To segregate saloon area in the city of Nashville.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 116, To repeal act appropriating clerk hire for Trustee of Davidson County.

Passed second reading and referred to Committee on Banks.

House Bill No. 117, To prevent issuance of free passes by common carriers.

Passed second reading and referred to Committee on Railroads.

House Bill No. 118, To repeal Act declaring Bear Creek navigable.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 119, To provide for taking depositions in criminal cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 120, To repeal Act declaring Sandy River navigable.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 121, To appropriate \$100,000 to University of Tennessee.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 122, To regulate passenger rates on railroads.

Passed second reading and referred to Committee on Railroads.

House Bill No. 123, To prohibit death sentence.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 124, To amend charter of Shelbyville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 125, To increase salary of Perry County Judge.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 126, To authorize citations on summonses to non-residents and regulate same.

Passed second reading and referred to Committee on Judiciary.

#### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 16, to authorize Chattanooga to issue bonds; and Senate Bill No. 43, to amend the Knox County jury commission law, both passed by the Senate.

THOMAS, *Clerk.*

#### BY CONSENT.

By consent, Mr. York introduced House Bill No. 156, to authorize Campbell County to issue road bonds.

Passed first reading.

#### ON SENATE AMENDMENTS.

House Joint Resolution No. 1, To investigate offices of Comptroller and Treasurer, was taken up on Senate amendment.

On motion, the House concurred in the Senate amendment.

A motion to reconsider was laid on the table.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 26, To levy and collect taxes for park purposes in Shelby County.

Passed third reading by the following vote:

Ayes .....	91
Noes .....	0

Representatives voting aye: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows,



Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—91.

A motion to reconsider was laid on the table.

House Bill No. 27, To create school district in Gibson County.

Mr. Boucher moved to amend by inserting the words "to be" before the word "know," in fourth line of first section; also to insert No. 33 in fourth line of Section 1.

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 29, To allow Hamilton County to issue road bonds.

Passed third reading by the following vote:

Ayes .....	89
Noes .....	0

Representatives voting aye: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—89.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 17, 18 and 19; also House Joint Resolution No. 6.

House Bill No. 33, To authorize sale of Henning High School property.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 41, To repeal the charter of Rock Creek.

On motion, the bill was referred to the Committee on Municipal Affairs.

House Bill No. 49, To make abandonment by husband a misdemeanor.

Mr. Shea moved to amend last section by inserting 1907 after July 1.

The amendment was adopted.

Thereupon the bill as amended passed on third reading by the following vote:

Ayes .....	86
Noes .....	6

Representatives voting aye were: Messrs. Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—86.

Representatives voting no were: Messrs. Armitage, Cummings, Dyer, Fielder, McElroy, Stainback—6.

A motion to reconsider was laid on the table.

#### COMMITTEE ANNOUNCED.

The Speaker announced as committee on part of the House to investigate the office of State Board of Health, authorized by Senate Joint Resolution No. 5, Messrs. Dixon, McElroy and Murray.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

TUESDAY, JANUARY 22, 1907.

SIXTEENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 97 members were found to be present.

Members absent were Messrs. Wilkerson and Thrasher.

The reading of the Journal of yesterday's proceedings was dispensed with.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform the House that the Speaker of the Senate has appointed on the part of the Senate Mr. Holladay, on the committee under Senate Resolution No. 5 to investigate the office of Secretary of State Board of Health.

THOMAS, *Clerk.*

REPORT OF THE STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary recommends for passage House Bills Nos. 17, 36, 118, 120 and 125, and recommends for rejection House Bill No. 87, and recommends for the table House Bills Nos. 37 and 123, and recommends that House Bill No. 39 be referred to the Committee on Finance, Ways and Means.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on Agriculture met and organized, making nine members a quorum, for the consideration of General Bills. Your committee has examined House Bills Nos. 2, 54, 66, 105 and 106, and recommend same for passage.

BRADLEY, *Chairman.*

MR. SPEAKER: Your Committee on Banks beg leave to report that they have considered House Bill No. 116, and recommend same for passage.

HOWLAND, *Chairman.*

MR. SPEAKER: Your Committee on Public Roads have carefully examined House Bill No. 102, and recommend the same for passage.

MEADOWS, *Chairman.*

#### COMMITTEE ON ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 20 and 21, and find same correctly enrolled and ready for the signature of the Speaker; also House Joint Resolution No. 1, and find same correctly enrolled, ready for the signature of the Speaker; also House Joint Resolution No. 15, and find same correctly engrossed and ready for transmission to the Senate; also House Bills Nos. 26, 27, 33, 49 and 29, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### REPORT OF CONFERENCE COMMITTEES.

MR. SPEAKER: Your Conference Committee, appointed by the Speaker of the Senate and the House, to confer and arrange as to the number of the members of the General Assembly to be selected for the several investigating committees, their time of service, etc., beg leave to report that they met and have unanimously agreed to recommend that the original Joint Resolution be so amended as to make each of said investigating committees consist of three members of the Senate and four from the House of Representatives, and the time allowed for the investigations of said committees be fixed at ten days for the Agricultural Committee and the Committee on Education and Common Schools, and fifteen days for the other committees, with authority to such of said committees as need the services of an expert to employ the same on a salary not to exceed \$7.50 per day for each day of actual service. We also agree in recommending that the term "junketing" be omitted, and that said committees be styled investigating committees instead.

O. G. HOLLADAY,  
A. G. EWING,  
*For the Senate;*  
T. C. GORDON,  
J. P. WORLEY,  
*For the House.*

On motion, the action of the conference committee was made the action of the House.

### INTRODUCTION OF RESOLUTIONS.

By Mr. Boucher, House Resolution No. 22, To return thanks to newspapers of State for kindness shown.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Marr, House Joint Resolution No. 16, To extend invitation to Dr. J. N. McCormick to address the General Assembly on Sanitation and Hygiene.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

### SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 1; also House Resolutions Nos. 20 and 21.

By Mr. Gordon, House Resolution No. 23, To allow \$5.00 for stamps for members of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon Mr. Benham moved to table the resolution.

The motion to table failed.

Mr. Gordon called for the previous question on the adoption of the resolution.

The call for the previous question was sustained.

Thereupon the resolution was adopted by the following vote:

Ayes .....	89
Noes .....	4

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garrett, Gill, Gordon, Groner, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thomas,

Thompson, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—89.

Representatives voting no were: Messrs. Benham, Chestnut, Hall and Travis—4.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By Mr. Askew, House Bill No. 157, To amend Act providing for limitations of actions when money has been lost in gambling.

Passed first reading.

By Mr. Dickens, House Bill No. 158, To create school district out of parts of Cannon and Rutherford Counties.

Passed first reading.

By Messrs. Dickens and Neeley, House Bill No. 159, To make paling fence with wire a lawful fence.

Passed first reading.

By Mr. Everett, House Bill No. 160, To amend primary election laws.

Passed first reading.

By Mr. Fielder, House Bill No. 161, To authorize Department of Public Instruction to prepare and distribute plans and specifications for rural school buildings.

Passed first reading.

By Mr. Gordon, House Bill No. 162, To amend Act providing for election of City Marshal of Dyersburg.

Passed first reading.

By Mr. Groner, House Bill No. 163, to prohibit the collection of second-hand jars and bottles for sale of goods.

Passed first reading.

By Mr. Hartley, House Bill No. 164, To guard against the misuse of the notorial seal.

Passed first reading.

By Messrs. Hassell and Boucher, House Bill No. 165, To allow Milan to issue school bonds.

Passed first reading.

By Mr. Householder, House Bill No. 166, To establish fence law for Sevier County.

Passed first reading.

By Mr. Hudson, House Bill No. 167, To amend Act fixing compensation of jurors.

Passed first reading.

By Mr. Johnson, House Bill No. 168, To provide for license of plumbers in certain towns.

Passed first reading.

By Mr. Kenney, House Bill No. 169, To provide remuneration for service of nonresident parties in certain suits.

Passed first reading.

By Mr. MacFarland, House Bill No. 170, To define vagrancy.

Passed first reading.

By Mr. Miller of Monroe, House Bill No. 171, To enact stock law for Monroe County.

Passed first reading.

By Mr. Miller of Monroe, House Bill No. 172, To extend four-mile law.

Passed first reading.

By Mr. Murray, House Bill No. 173, To enlarge powers and duties of Carroll County Judge.

Passed first reading.

By Mr. Perry, House Bill No. 174, To regulate the killing of small animals for their fur.

Passed first reading.

By Mr. Shea, House Bill No. 175, To amend Act creating jury commission for Shelby County.

Passed first reading.

Mr. Shea moved that 300 copies of House Bill No. 169 be printed for distribution among members of the House.

Mr. Horton moved to table the motion.

The motion to table prevailed.

By Mr. Smith, House Bill No. 176, To authorize Fentress County to subscribe railroad stock.

Passed first reading.

By Mr. Dickens, House Bill No. 177, To change the line between Wilson and Cannon Counties.

Passed first reading.

By Mr. Corn, House Bill No. 178, To amend Act redistricting State into Senatorial and Floterial districts.

Passed first reading.

By Hamilton County Delegation, House Bill No. 179, To make legal certain city ordinances.

Passed first reading.

#### COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 16, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

SENATE BILLS ON FIRST READING.

Senate Bill No. 16, to allow Chattanooga to issue bonds for improvements.

Passed first reading.

Senate Bill No. 43, To amend Act creating jury commission for Knox County.

Passed first reading.

HOUSE BILLS ON SECOND READING.

House Bill No. 127, To appropriate money for Jamestown Exposition.

Passed second reading and referred to the Committee on Finance, Ways and Means.

House Bill No. 128, To amend Act providing for the collection of taxes in Humboldt.

Passed second reading and referred to the Committee on Municipal Affairs.

House Bill No. 129, To authorize Morristown to extend water works system.

Passed second reading and referred to the Committee on Municipal Affairs.

House Bill No. 130, To amend Act to incorporate Morristown.

Passed second reading and referred to the Committee on Municipal Affairs.

House Bill No. 131, To authorize County Courts to levy taxes for the poor.

Passed second reading and referred to the Committee on Charitable Institutions.

House Bill No. 132, To change the line between Putnam and Smith Counties.

Passed first reading and referred to the Committee on New Counties and County Lines.

House Bill No. 133, To better protect land owners from trespassing stock.

Passed second reading and referred to the Committee on Agriculture.

House Bill No. 134, To prescribe the form and substance of conditional judgments and change the law on same.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 135, To provide and regulate law for compensation of Circuit Court Clerks.

Passed second reading and referred to Committee on Judiciary.



House Bill No. 136, To establish State Normal School for West Tennessee.

Passed second reading and referred to the Committee on Education and Common Schools.

House Bill No. 137, To make Jefferson Davis' birthday a legal holiday.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 138, To amend Act to establish uniform system of public schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 139, To amend Act to provide revenue for the State.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 140, To appoint trustees for Harpeth Academy, in Williamson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 141, To prohibit the sale of adulterated foods.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 142, To amend Act providing for the inspection of mines.

Passed second reading and referred to Committee on Mining and Manufacturing.

House Bill No. 143, To provide for removal of obstructions in rivers and creeks in Carroll County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 144, To authorize Dayton to issue bonds for schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 145, To amend Act incorporating Dayton.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 146, To repeal Act authorizing Dayton to issue school bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 147, To incorporate Spring City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 148, To establish school district in Rhea County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 149, To protect owners of milk receptacles.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 150, To enable Memphis Board of Health to better inspect milk.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 151, To require real estate dealers to retain title in conveyance.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 152, To repeal Act to extend incorporate limits of Knoxville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 153, To regulate business of appearance and bail bonds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 154, To change line between Humphreys and Perry Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 155, To change line between Claiborne and Campbell Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 156, To authorize Campbell County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

#### INTRODUCTION OF RESOLUTIONS.

By consent, Mr. Gordon introduced House Resolution No. 24, To express thanks to Senator E. W. Carmack for speech in U. S. Senate relative to discharge of negro soldiers.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

Mr. McElroy moved that the House reconsider its action in referring House Bill No. 41 to incorporate Rock Creek to the Committee on Municipal Affairs.

The motion to reconsider prevailed.

House Bill No. 37, To give grand juries inquisitorial powers over usury.

Mr. Horton moved that the recommendation of the committee be nonconcurrent in and the bill be placed upon third and final passage.

Mr. Dixon moved to table the motion to nonconcur.

The motion to table failed by the following vote:

Ayes .....	30
Noes .....	59

Representatives voting aye were: Messrs. Armitage, Bradley, Chestnut, Cooper of Shelby, Cottrell, Dixon, Donaldson, Dyer, Edwards, Gill, Holman, Howell, Jestes, Johnson, Kinsland, Lane, Largent, Miller of Tipton, Neal, Peay, Rambo, Rowan, Shea, Smith, Walker, Tatum, Thompson, Travis, Webb and Mr. Speaker Cunningham—30.

Representatives voting no were: Messrs. Askew, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Carden, Cooper of White, Corn, Cummings, Dickens, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howland, Hudson, Jackson, Kenney, Knowles, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Neeley, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Sneed, Stainback, Tallent, Thomas, White, Wiggs—59.

Mr. Gordon moved that the bill be made a special order for January 23, at 11 o'clock A. M.

The motion prevailed.

House Bill No. 17, To regulate the marriage of minors.

The bill passed third reading by the following vote:

Ayes .....	82
Noes .....	8

Representatives voting aye were: Messrs. Armitage, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neeley,

Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Sneed, Tallent, Walker, Tatum, Thomas, Thompson, Travis, White, Wiggs, Worley, York—82.

Representatives voting no were: Messrs. Cummings, Edwards, Neal, Puryear, Scott, Smith, Stainback and Mr. Speaker Cunningham—8.

House Bill No. 125, To increase salary of the Perry County Judge.

Passed third reading.

A motion to reconsider was laid on the table.

#### ELECTION OF UNITED STATES SENATOR.

The hour having arrived for the election of a United States Senator, as provided under Senate Joint Resolution No. 2, and in accordance with the Federal Constitution, nominations were declared in order.

Mr. MacFarland nominated Hon. Robert L. Taylor, of Davidson County.

Messrs. Muse and Gordon seconded the nomination.

There being no other nomination, the roll was called with the following result:

For Robert L. Taylor.....89

Representatives voting for Robert L. Taylor were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Groner, Hardin, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Miller of Tipton, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—89.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 50, to provide a stock law for Robertson County, passed by the Senate; also to transmit Senate Joint Resolution No. 9, endorsing

the course of President Roosevelt and Senator Carmack in the Brownsville, Texas, affair, adopted for concurrence.

Also to transmit Senate Joint Resolution No. 8 for the signature of the Speaker of the House; also to return House Joint Resolutions Nos. 6 and 9, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

. Thereupon the House adjourned until 2 o'clock to-day.

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TUESDAY, JANUARY 22, 1907.

AFTERNOON SESSION.

The House met at 2 o'clock, and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

HOUSE BILLS ON THIRD READING.

House Bill No. 41, To repeal the charter of Rock Creek.  
Passed third reading.

A motion to reconsider was laid on the table.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 7, to create Criminal Court for Knox County, substituted for Senate bill on the same subject, and passed by the Senate. Also to return House Joint Resolution No. 16, to invite Dr. J. N. McCormick to address the General Assembly, concurred in by the Senate. Also House Joint Resolution No. 1, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to inform the House that the Senate has made the action of the committee of conference on House Joint Resolution No. 8, to limit the number of members on investigation committees, the action of the Senate.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Joint Resolution No. 8.

House Bill No. 53, To create a school district in Gibson County. Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 54, To enact stock law for Robertson County.

On motion, Senate bill on same subject, No. 50, was substituted for the House bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 52, To incorporate Terrytown.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 66, Declaring Big Sandy River navigable.

On motion of Mr. McElroy, the bill was re-referred to the Committee on Judiciary.

House Bill No. 71, To authorize Bristol to issue bonds for water works.

Passed third reading by the following vote:

Ayes .....	84
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jests, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—84.

A motion to reconsider was laid on the table.

House Bill No. 72, To repeal Act passed in 1905, authorizing Bristol to purchase water works.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 102, to authorize Franklin County to issue bonds for pikes.

Passed third reading by the following vote:

Ayes .....	87
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

House Bill No. 116, To repeal Act of 1903 to authorize County Court to make appropriations for assistance in office of County Trustee.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 118, To repeal Act declaring Bear Creek navigable.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 120, To repeal Act declaring Sandy River navigable.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 73, To create State Text Book Commission.

Mr. Dixon moved to amend Section 1 after the words, "said committee," in line 13, and making it read, "said agents shall sell books only in the State."

The amendment was adopted.

Thereupon the bill as amended passed third reading by the following vote:

Ayes .....	86
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell,

Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thompson, Travis, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

House Bill No. 36, To amend Act giving grand juries inquisitorial powers in perjury and subornation of perjury.

Passed third reading by the following vote:

Ayes .....	84
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Edens, Edwards, Everett, Galloway, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallent, Walker, Tatum, Thompson, Travis, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—84.

House Bill No. 39, To amend Act regulating insurance.

The bill was re-referred to the Committee on Finance, Ways and Means.

House Bill No. 50, To make instruments of conveyance by certain public officials *prima facie* evidence of facts contained therein.

Passed third reading by the following vote:

Ayes .....	84
Noes .....	2

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon,



Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Tatum, Thompson, Travis, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—84.

Representatives voting no were: Messrs. Lane and Stainback—2.

A motion to reconsider was laid on the table.

#### EXPLANATION.

MR. SPEAKER: I asked to be recorded as voting no to the Act for the reason that I was under the impression that the second section of the Act was unconstitutional in that it sought to change status of instruments now in existence. LANE.

House Bill No. 68, To give grand juries inquisitorial powers in cases of violation of law regulating the practice of medicine and pharmacy.

Passed third reading by the following vote:

Ayes .....	85
Noes .....	3

Representatives voting aye were: Messrs. Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Walker, Tatum, Thompson, Travis, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—85.

Representatives voting no were: Messrs. Armitage, Edens, Rowan—3.

A motion to reconsider was laid on the table.

House Bill No. 78, To amend Act regulating running of automobiles.

Passed third reading by the following vote:

Ayes .....	86
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thompson, Travis, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

By consent, Mr. Stainback introduced House Resolution No. 25, to authorize appointment of sub-committee to hear proof in election contest of Hickory vs. Brooks.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Shea moved to refer to the Committee on Elections.

Mr. Cummings moved to table the motion to refer.

The motion to table failed.

Thereupon the motion to refer to the Committee on Elections prevailed.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, JANUARY 23, 1907.

SEVENTEENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 98 members were found to be present. Members absent: Mr. Rowan, who was excused on account of sickness.

The reading of the Journal of yesterday's proceedings was dispensed with.

PETITIONS AND MEMORIALS.

By Mr. McElroy (by request), In regard to the contest of J. G. Fugate vs. J. Frank White as Representative from Claiborne County.

Referred to the Committee on Elections.

By Mr. Thrasher, Petition from citizens of McNairy County urging temperance legislation.

Referred to the Committee on Liquor Traffic.

REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education has carefully considered House Bills Nos. 98, 136, 144 and 148, and recommend same for passage.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Agriculture report that it has examined House Bill No. 91, and recommend same for passage.

BRADLEY, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend their passage: House Bills Nos. 16 and 22. It recommends that House Bill No. 121 be referred to the Committee on Education.

S. H. COOPER, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads beg leave to report that they have examined House Bill No. 156, and recommend same for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Sanitation beg leave to report that they have perfected their organization by electing

W. B. Marr Secretary, and declaring five as a quorum. We have considered House Bills Nos. 59 and 84, and recommend same for passage.

HOWELL, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend House Bills Nos. 81, 96, 97, 100, 107, 112, 129, 130, 145, 146 and 147 for passage.

CARDEN, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Hall, House Joint Resolution No. 17, Fixing time for Legislative recess, from February 8 to March 11.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Dixon moved to amend by striking out "10 A. M., March 11," and inserting "2 P. M."

The amendment was adopted.

Mr. Scott moved to amend by striking out March 11 and inserting March 4.

Mr. Bradley moved to amend the amendment by striking out March 4 and inserting March 5.

It was moved to table the amendment and amendment to the amendment.

The motion to table failed by the following vote:

Ayes .....	33
Noes .....	57

Representatives voting aye were: Messrs. Armitage, Bldridge, Boucher, Brooks, Burkhalter, Chestnut, Cooper of Shelby, Dixon, Donaldson, Drummond, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Hall, Hartley, Householder, Johnson, Lipscomb, May, Miller of Monroe, Murray, Rambo, Smith, Tallant, Walker, Waddell, Webb, Worley and Mr. Speaker Cunningham—33.

Representatives voting no were: Messrs. Askew, Bradley, Campbell, Carden, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dunavant, Dyer, Gordon, Groner, Hardin, Harris, Holman, Horton, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Sneed, Thrasher, Tatum, Thomas, Thompson, Travis, Wiggs, Wilkerson and York—57.

Thereupon the amendment to the amendment was adopted.

The amendment was adopted.

Thereupon the resolution as amended was adopted.

A motion to reconsider was laid on the table.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 8, To provide a stock law for certain counties, passed by the Senate.  
THOMAS, *Clerk.*

COMMITTEE ON ENROLLED BILLS.

The following report from the Committee on Enrolled Bills was received:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 22, 23 and 24, and House Joint Resolution No. 16 and find same correctly enrolled and ready for the signature of the Speaker; also House Bill No. 7 and find same correctly enrolled and ready for the signature of the Speaker; also House Bills Nos. 68, 120, 17, 125, 118, 41 and 50 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor through his private Secretary:

MR. SPEAKER: I am directed by the Governor to deliver to the House of the Fifty-fifth General Assembly a message in writing.

W. D. SCRUGGS,  
*Secretary to Governor.*

The message was thereupon taken up by the Clerk and was as follows:

*To the Honorable Members of the Senate and House of Representatives:*

GENTLEMEN: As Governor of the State I am charged with the duty of suggestion and recommendation, and you with the greater responsibility of legislation. If my views should meet with your approval I have the right to expect your co-operation, otherwise not.

The people of Tennessee have abundantly shared in the general prosperity of the country; the financial standing of the State is on a sound basis, and I believe the time has come when we should inaugurate such policies as are befitting the dignity of a great State and commensurate with the needs and expectations of the people. The old order of things has passed away, new conditions

have arisen, and we should have the courage and intelligence to meet them.

STATE DEBT—REVENUE—APPROPRIATIONS.

You will find in the reports of the Comptroller and Treasurer a full statement of the receipts and disbursements of the State, and also the condition of our debt with the reduction made by the purchasing of outstanding bonds. It will not be necessary to recapitulate the statements made in their reports, but it will be sufficient to say that our State debt is on a satisfactory basis, and that we are having no difficulty in meeting the interest and retiring a large number of the bonds each year.

The large majority of these bonds bear a very low rate of interest, and it has been seriously questioned whether we are not retiring the bonds too fast and putting too great a burden upon the present that the future ought to share.

However this may be, our taxable values are constantly increasing, and we can confidently look for still greater revenues.

With the credit of the State impaired, burdensome criminal costs and reduced revenues, we formerly had difficulty in meeting even the interest on the State debt, and we could not appropriate the money needed to create an efficient State Government in all its departments. With credit restored, ample revenues sufficient to meet not only the interest but to discharge annually a large amount of the principal of our debt, it is our duty to begin the work of restoration and legislate upon a new and different basis.

We have reached the point in our fiscal affairs where we can continue our policy of extinguishing our debt, and at the same time give to the people those benefits they ought to enjoy and which they have the right to expect.

Liberal appropriations within the limits of revenue and intelligently applied is the true State economy. Inadequate appropriations to legitimate objects and wasteful extravagance in other directions is what should be avoided.

The people know that when they pay their taxes into the treasury the money will be spent—all they ask is that it be well and honestly spent.

With the knowledge that we can safely appropriate and expend to the reasonable demands of a growing State, I shall invite your attention to certain subjects, all of which deserves your consideration.

#### JUDICIAL SALARIES.

The office of Judge is one of honor and should not be made one of profit, yet the salaries paid should be sufficient to maintain our judicial officers in comfort while in the public service, and to provide against want when they retire.

The compensation of our Supreme Court Judges is meager, and no provision at all is made for their expenses. The result is that unless they are men of means when they go upon the bench, they must face an old age of penury when they retire.

This is also true of other Judges, all of whom receive inadequate salaries, entirely disproportionate to their positions and responsibilities, and less than the compensation of many county officials who perform only clerical labor.

Under the Constitution, you cannot increase the salaries of these officials during their terms of service, but you can enact such a law which will take effect at the end of their terms, and this I earnestly recommend.

#### PUBLIC BUILDINGS.

The condition of our State Capitol is a reproach to Tennessee. A magnificent and costly building—the pride of the people—built for use and adornment, is rapidly going to decay. Its furnishings are old and worn, the halls of the House and Senate are unsightly, and aside from the noble proportions of the building itself, there is nothing in the interior that would impress a visitor or cause pride to the people of the State.

I recommend that a liberal appropriation be made at once, to protect the Capitol from further decay, and to thoroughly renovate and refurnish the building and improve and beautify the grounds.

In this connection I also recommend that either the Superintendent of the Capitol be furnished a sufficient force to keep the building and grounds in order, or that he be given authority to make requisition on the Commissioners of the penitentiary for enough short-term convicts for this purpose.

I further recommend the purchase of a home for the Executive. There may be others, but so far as my knowledge extends, Tennessee is the only State which fails to provide a suitable residence for its Executive.

Aside from other considerations, a Governor who is compelled to board at a hotel cannot properly represent the dignity of the State, nor can he give that study to its business which he ought to bestow. Without a home it is impossible to show that courtesy

to visitors and to Senators and Representatives of the people which they expect and which the Executive of the State ought to extend.

The Capitol building is so constructed that it is impossible to make additional office room without marring the interior plan and with heavy expense, yet it is obvious, and your attention must have been called to the fact without suggestion from me, that the accommodations are entirely inadequate for the business of our State Government.

I recommend an appropriation to construct a building either in the rear of the Capitol within the grounds, but not attached to the main building, or for the purchase of a convenient lot outside of the Capitol grounds, where a building may be constructed to accommodate our State officers who are not now provided for, and in order that the State's business can be properly and conveniently conducted.

#### CONFEDERATE PENSIONS.

I recommend increased appropriations, if necessary, for pensions to indigent and infirm Confederate soldiers and the helpless widows of such who have died, for it is our sacred duty to see that they should not want in their declining years.

However, the roll of pensions should be one of honor, and it is an injustice to those who are deserving to place any name on our pension list who is undeserving.

#### STATE GUARD.

The military strength of our government depends, in large degree, upon the efficiency of the militia of the various States of the Union.

Our standing army is comparatively small, and the government has proceeded upon the idea of encouraging the organization of, and interest in, military companies in the States. With this in view, what is known as the "Dick bill" was passed by Congress giving aid to the State military organizations, under certain conditions.

I ask your attention to this with a view of recommending such appropriation as may be proper to have the State guard get the full benefit of government aid.

Aside from any possible war in which the United States may be involved, the proper equipment and organization of our State militia should be encouraged as a measure of duty to the protection of life and property in sudden emergencies.



### AGRICULTURE.

The Department of Agriculture should be sustained and further strengthened by such appropriation and legislation as may insure the accomplishment of the benefits intended when the department was created.

While our State has mineral resources, some already developed and others undeveloped, agriculture will always be its chief dependence. Therefore, it should be fostered and encouraged in every proper way.

A study and analysis of soils, encouragement to live stock industry, the discriminating use of fertilizers, should all receive the attention of our Agricultural Bureau, and appropriations to this end should be unhesitatingly made.

I further recommend the creation of three experiment stations in each Grand Division of the State, to be properly equipped and in charge of competent and experienced farmers, the result of their experiments to be published and distributed in bulletin form, as is now done by the Government.

The farmers' institutes should also be encouraged as affording the means for interchange of ideas among the farmers of the State and as tending to improve our agricultural conditions.

### EDUCATION.

It is elementary, and a proposition upon which all are agreed, that the State can owe no higher duty than the one to furnish the means of education to the children who will one day be clothed with the responsibilities of citizenship.

Every consideration of the future, good government, morality and religion itself depends upon the training of childhood in the home and in the school-house. And when it is remembered that for more hours in many days of the year the average child is under the influence of the teacher and school environment rather than its parents, the question grows in importance.

We should strive, therefore, to have our educational system up to the very highest point of efficiency and to inaugurate a policy that will accomplish the best results.

Not only should trained teachers be employed, but the school buildings should be substantial and sanitary.

To employ underpaid Superintendents of Public Instruction and teachers in the counties is a false economy. They should be paid adequate salaries commensurate with their services.

I have given the school question a good deal of thought and have watched the growing interest in educational work, brought about in great degree by the present efficient Superintendent

of Public Instruction and his coadjutors. From the educational reports and my own study of the question, I have come to the conclusion that our school system needs thorough and radical change, if the children of Tennessee are to receive the full benefit of the State's appropriations.

I therefore recommend:

1. The extension of the benefits of what is known as the Tollett law.

2. The passage of a law offering State aid to those counties whose revenues are insufficient for the purpose, so that the compensation of no County Superintendent shall be less than \$300 per year.

3. The abolishment of the office of School Director.

4. The substitution of a County Board of Education to consist of five members, who will have full control of employment of teachers and exercise all powers now conferred by law upon the school directors.

5. A law requiring the County Courts to divide each county into five school districts, one member to be elected from each district by the qualified voters thereof, those elected to constitute the board of five.

The reasons which have influenced me to ask for an extension of the benefits of the Tollett law, and that adequate salaries be paid County Superintendents, are apparent and need no elaboration.

Those which have induced me to recommend the abolishment of the offices of School Director and the substitution of County Board will be equally apparent to those who have considered the subject in all of its aspects.

Three School Directors for each district creates a cumbersome machinery, which lacks the element of unity so essential in educational work.

No matter how well intentioned these directors may be, they cannot act with common purpose; often they do not know how to act, and in some instances they neglect the simplest duties.

The result is often wasteful extravagance in the purchase of school supplies, employment of incompetent teachers, and consequent deterioration in economical and efficient management.

No corporation or business could be successfully conducted under such a system as obtains for the management of our county public schools.

I urge, as the first progressive step to educational reform, the County Board system as a substitute for the School Directors, and I am satisfied that the beneficial effects will be seen at once throughout the State.

I wish to call your attention to an object lesson offered by Montgomery County, where, under a local law, the suggestions here made have been in part carried out under the direction of Prof. Harned, the County Superintendent, and with the most gratifying results.

The children of that county have now eight months of schooling each year, and I am informed that the school terms begin and end at the same time all over the county.

What has been accomplished there may be accomplished in every county in Tennessee. Uniformity of action and central management must be substituted for confusion and uncertainty if we would do our full duty in the cause of education.

#### STATE UNIVERSITY—PEABODY NORMAL SCHOOL.

I recommend as liberal a policy as is consistent with our resources toward our State University. This is essentially a home institution and the students there, in large part, will be citizens of our State. As they have advantages in technical, industrial and scientific training, they will add correspondingly to our future development and wealth. A niggardly policy toward this institution is to be deplored, and it is hoped that the appropriation made will be substantial and commensurate with the needs of the university.

In regard to the proposition to appropriate outright \$250,000 to the Peabody Normal School, I call your attention to the resolution passed by the Peabody Board, which I understand has already been presented to you, and the terms of which need not be repeated.

From this resolution it would appear that the incalculable benefit to be derived by the permanent location and maintenance of a great institution of learning for the training and equipment of school teachers, depends alone upon an outright appropriation of \$250,000 by the State of Tennessee.

This I recommend unhesitatingly. The opportunity should not be lost. The Southern States, and Tennessee especially, owes a debt of gratitude to the dead philanthropist and his representatives, and also to Gov. Porter for his intelligent and well directed efforts to secure this benefaction.

#### PUBLIC ROADS.

Next to education, the question of good roads is the most important that can claim your attention, and is beset with the most difficulty.

The advantages from properly constructed and maintained highways address themselves to all.

If I were to make a recommendation now on this subject, it would be to abolish the office of Road Overseer, to put the public roads of the counties under the control of a Board of Highway Commissioners and have county roads constructed like other betterments, by contract and under the supervision and direction of a competent engineer.

Our present road system is antiquated, wasteful, and has demonstrated its thorough inefficiency.

I have in my possession the road laws of many of the States, and have read with great interest bulletins issued by the Good Roads Department of the Government, all of which the members of the Legislature may have if they wish to see them. For the present, in view of the immense importance of the subject and the necessity of making a right beginning, which can only be after mature consideration, I recommend, unless the Legislature has a definite plan of road improvement formulated, that I be given the power to appoint a commission of three to be known as the Good Roads Commission, who will be authorized to take up the whole subject, make a thorough investigation and report their conclusions to this or a subsequent Legislature. The expense connected with such a board would be inconsiderable, for I believe the most competent men would serve without compensation, save their expenses, and with such clerical help as may be necessary for the work. From these investigations, intelligently conducted, the Legislature might feel justified to begin an inauguration of a public road system, which, at this time, they might hesitate to do.

I believe the appointment of this commission would arouse public interest, which would crystalize into some fixed and definite plan for road improvement.

I may add that assurances have been given me of the co-operation of the Good Roads Department at Washington, which will give to the commission all information in its possession.

It is the important duty of the Legislature to take the subject of good roads up for early consideration, for it is only through it that the people can get relief, and the demand for some sensible and business-like system of road construction and maintenance is urgent throughout the State.

#### GAME—FISH—FORESTRY.

I wish to emphasize the importance of these subjects embraced in our platform, and to earnestly recommend the enactment of laws that will—

1. Protect our game during certain seasons, not in one county alone, but over the entire State.

2. Prevent the pollution of our streams from the sawdust of mills, the washings from ore beds, and impure matter, which not only destroy the game fish, but render the waters unfit for the use of man or beast.

3. Some initial legislation that may arouse public sentiment to the danger which threatens a complete forest denudation, and the necessity of a system of re-forestation and the proper care and preservation of our trees.

The streams, forests and game are given to us in trust, not for our present selfish use alone, but for rational enjoyment now and for future preservation.

On the subject of forestry, my own information is not such that I can specifically recommend any definite legislation and I am aware that the State has practically granted its entire domain, and, therefore, owns no forest lands of considerable extent, yet the subject is of such importance that I append hereto a letter received from the head of the Bureau of Forestry, which explains itself:

“UNITED STATES DEPARTMENT OF  
AGRICULTURE, FOREST SERVICE,  
WASHINGTON, NOV. 27, 1906.

“Hon. M. R. Patterson, Riggs House, Washington, D. C.:

“DEAR SIR: As promised to you by the Chief of the Office of Law some days since, I inclose for your use and information copies of recent Governors' messages concerning the need for legislation to protect State forests. I am very glad that you intend to take up this important question as Governor of the State of Tennessee. I also inclose for your consideration copies of bills prepared by the Forest Service for the States of Maryland and Florida, respectively. I believe, however, that you would be more ready to press a forest law upon the attention of the Legislature after a careful study of forest conditions in your State, followed by a proper report, and believe that it would be well, instead of introducing a forest bill at this time, to urge a co-operative study with the Forest Service along the lines suggested by the California law shown you by Mr. Woodruff in Bulletin No. 57. An act of this nature should appropriate from \$3,000 to \$5,000 to be used by the Forest Service in the necessary investigation. This service would spend an approximately equal amount in the salaries of the examining officers and the work

necessary to prepare the report, maps, etc. One thousand dollars each would make a good start.

"I will be glad to assist you in every way within my power in any steps which you make take to further the forest interests of Tennessee.

Very truly yours,

"GIFFORD PINCHOT, *Forester.*"

Should the Legislature see fit to accept this offer, I recommend an appropriation of the smallest amount named in the above communication, to be spent under the direction of the Forestry Department of the University of Tennessee, which, with an equal amount to be expended by the Government, should be used in collecting information regarding our forests, the planting and preservation of trees, and when completed could be laid before this or subsequent Legislature for such action as may be deemed expedient.

From the best information I can obtain this will afford the only satisfactory basis for initial legislation, and it is worthy your consideration, for the time will soon come, if it is not already here, when the constant destruction of trees without replacement will make it necessary for the State to acquire large tracts of land for reforestation.

The commercial value of timber is small compared to the irreparable loss which will inevitably follow forest denudation.

#### TEMPERANCE LEGISLATION.

The Adams law, as it now stands, has accomplished great good, and we are pledged to preserve it.

We are also committed in favor of its extension to those localities not now embraced in its operation, provided it is with the consent of the people to be affected thereby. If there are communities where the Adams law does not apply, and the people, or the representatives of the people of those communities, ask its extension, I unhesitatingly recommend such extension as consonant with our platform and the principle of local self-government.

If the law is sought to be extended to any community without the consent of the people, or their representatives, I do not recommend it, for such extension would be inconsistent with our platform and opposed to the principle of local self-government.

Without reference, however, to the extension or non-extension of the Adams law, I believe the license tax imposed on liquor dealers should be materially increased. Without suggesting the amount, I recommend that the license be raised so as to increase

our revenues from this source, and at the same time diminish the number of saloons in the cities.

#### EMERGENCY FUND TO PROTECT STATE AGAINST CONTAGIOUS DISEASE.

The State Board of Health deserves the confidence of the people of Tennessee.

The admirable work performed by Dr. Albright, its Secretary, under the direction of the Board, and the general management of the department, has been conspicuous for its efficiency.

This Board has requested me to recommend an "emergency fund" of \$20,000, to be set aside to protect the people of the State from the introduction of yellow fever, smallpox and other contagious diseases, not to be drawn upon unless the necessity arises, and subject to the approval of the Governor. I think the request a most reasonable and proper one, and recommend it for your favorable consideration.

I also recommend that this department be given jurisdiction of the records of births and deaths for the information of the public, also for the purpose of compilation of statistics on the subject and further in aid of legislation on the subject of child labor.

With available statistics, the question of the age of children can be ascertained, and the employment of them under age in the factories and mines can be readily prevented.

#### PURE FOOD LAW.

The necessity of a law to prevent the adulteration or misbranding of food and drugs and to protect the health and lives of our people should receive your consideration.

In 1897 the Legislature passed a pure food law, but made no appropriation to carry it into effect, and it has remained, therefore, practically a dead letter.

Since then a National pure food law has been passed by Congress, but as this can only affect interstate commerce, the danger to be apprehended is that poisonous foods and drugs may be compounded and offered for sale within our State to the people, without restriction or the power to prevent the harmful effects on health and life.

I therefore recommend that the law now on the statute books be vitalized by an appropriation to make it effective, or a new food law be passed similar to the National food law, and I further recommend that the office of State Chemist be created, to be filled by a man of established reputation in his profession, and

that he be given such assistance as may be necessary to carry out the provisions of the law.

I further recommend that this whole subject be placed under the jurisdiction of the State Board of Health.

#### ELECTION LAWS—PARTY NOMINATIONS.

Our election laws are in confusion and need radical changes.

But we are confronted by the Constitution in any serious attempt to reduce the number of elections for county and State elections as those are fixed at different dates. However, we can remedy some glaring defects, and this should be done at once.

*First.* I recommend that the power to appoint Commissioners of Election be taken out of the Governor's hands, as being dangerous and arbitrary, involving the Governor in the disputes of the county factions and impairing his efficiency as an executive.

In lieu thereof, I recommend that the Legislature, in joint session, elect three commissioners to constitute a State Board of Election Commissioners, one to be elected from each Grand Division of the State. That the members of the Board be paid a fixed salary and they be given all the power of appointment now conferred by law upon the Governor.

*Second.* I further recommend that the State Board of Commissioners shall be required to appoint as members of the county boards, men of good character, both householders and freeholders, who can both read and write, and who have been *bona fide* residents of the counties at least five years before their appointment.

This will insure the selection of men who are identified with the counties and the people, and will further insure the appointment of one minority representative who can properly represent the interests of his party.

*Third.* I further recommend that the Election Commissioners of the counties be also required to appoint a Judge and Clerk of Election, men of good character, who can both read and write, who have been residents of the county for five years, so as to insure the appointment of competent election officers and to give the minority party *bona fide* representation at the polls.

*Fourth.* I recommend that the list of all judges and clerks of elections be required to be published at least ten days before every general election for the information of the voters and to further safeguard the purity of the ballot.

*Fifth.* I further recommend that some legislation be had looking to uniformity of county action in the selection of delegates and in party nominations so as to prevent undue advantages



being taken of either the candidates or the people, and that all candidates for State offices be required to make a sworn statement of their election expenses.

All our election laws should be embraced in one Act, so far as they relate to general election, and the practice of amending old laws should be discontinued.

It is safe to say that no one knows or can know the exact condition of these laws, and I recommend that a new law be enacted which will be precise in its terms and clear in its meanings, so that the present confusion and uncertainties will be obviated, and that all other laws in conflict with it be repealed.

#### FREE TRANSPORTATION TO PUBLIC OFFICIALS.

I call your attention to the following plank in the platform:

"We favor legislation that will prevent the acceptance and use by public officials of passes, franks or free transportation from transportation or other public service corporations," and recommend such legislation as will carry it into effect.

#### INSURANCE LAWS.

I call your attention to the following plank in our platform:

"We favor the enactment of such laws as will tend to reduce the fire hazards in Tennessee, establish more rigid requirements in building construction, reduce incendiarism and compel competition among insurance companies, so that fire insurance rates now onerous on our people may be reduced."

I recommend that your Committee on Insurance take up this question and institute a full investigation in regard to the charge of insurance combinations, and if they are found to exist, then the enactment of such laws as will effectually break up and in the future prevent such combination.

I make the same recommendation as to life insurance companies.

#### UNIFORMITY OF ASSESSMENT—BACK TAX ASSESSORS.

There is a lack of uniformity in the assessment of property in our State, and the Comptroller, in his report, thinks that much of this could be avoided by a county assessor, with such assistance as may be needed, to take the place of the district assessors.

I agree with his view on this subject and recommend legislation that will carry it into effect.

In my opinion, the creation and retention of back tax assessors has done the State much harm and no good.

The people have been disturbed and vexed with their activities, scandal has sometimes been caused, oppression often charged, and I think the time has come when the whole system should be uprooted. A State Auditor could exercise every necessary power the back tax assessors now have, and when there has been no assessment or a fraudulent assessment of property for taxes, this could be corrected by the boards of equalization of the State and counties, by requiring a re-assessment, but when an assessment has once been honestly made and the taxes paid, it should be a protection to every man, firm or corporation, and there should be no power in such cases to back assess.

The county assessors should be held to a rigid account in making all assessments, and I recommend appropriate legislation to this end.

#### PUBLICITY—STATE AUDITOR—BANK EXAMINERS.

The necessity of a separate and independent department to examine the accounts of all State officers and State institutions, is absolutely essential to the proper conduct of State affairs.

Such an officer, clothed with power to make examinations of the books and accounts of all officials handling State revenue, and required to make a report of investigations and findings, will not only be of invaluable assistance to the Governor, who could be kept informed at all times of the conduct of State institutions, but also to the lawmaking body in the work of legislation.

The Auditor should be required and given the power to institute a uniform system of bookkeeping in all offices handling State revenue, so that each officer of the same class throughout the State will use the same system.

The duties of such an officer should be precisely defined, and he should be required to be an expert accountant.

In addition, I recommend that three State Bank Examiners, one to be appointed from each Grand Division of the State, who shall be charged with the duty and have the power to examine the books and inquire into the condition of all banks chartered by the State and to make their report to the State Auditor.

If necessary, these Examiners should act independently or under the supervision of the Auditor, creating only one department. The compensation of the Auditor should be fixed by a law creating the office, also that of the Examiners.

The law should also provide that the fees for making examinations of State banks should be covered into the treasury and these would doubtless be sufficient to meet all the expenses of the department.

I recommend this legislation for two reasons. One is for the protection of solvent State banks and to put them upon an equality with National banks, and the other is for the protection of depositors who cannot inform themselves ordinarily of the conditions of the bank in which they deposit their savings.

In the majority of instances the deposit is made on faith and with little or no knowledge of the solvency of the bank.

The ease with which banking charters are obtained in Tennessee, and the manner in which capital stock can be paid in, makes a system of State examination such a necessity that there can scarcely be a division of opinion on the subject.

It is the duty of the State to protect the people, and I know of nothing that will give better security to their money than examinations of State banks as they are conducted by the Government toward the National banks.

#### JURORS AND CHALLENGES IN CRIMINAL CASES.

I invite your attention to the law which provides for twenty-four peremptory challenges for defendants and six for the State in all cases where the death penalty may be inflicted.

In view of the wide publicity and the accompanying details which the modern newspaper gives of every homicide or other aggravated crime, and the decision of our courts as to what constitutes an impartial juror, it is often a most difficult task to impanel a jury to try notable offenders. In the cities this is particularly true, though the difficulty exists elsewhere in less, though proportionate degree.

The delay in obtaining a jury under existing conditions not only involves enormous expense, but causes vexation and great loss of time to veniremen who are summoned. In addition, the rich criminal too often escapes all punishment, and our courts, however unwittingly, must bear the imputation that the weak and helpless alone are the objects of justice.

When the defendant has the benefit of the presumption of innocence and the reasonable doubt, both of which are proper and should not be abridged, he has all that a rational system of administrative justice should require. But when further fortified by the right to challenge without cause twenty-four jurors after they have qualified, augmented by the difficulty of qualification under our decisions, the law can too often be successfully defied.

The question of life or death is not involved as often as some may suppose; indeed, in only rare instances does this apply.

An Attorney-General will hesitate often to draw a bill for murder in the second degree or manslaughter, not knowing that new

facts may develop and to escape possible criticism, and the grand jury not versed in the law, or from the same caution will ordinarily find an indictment as prepared by the officer.

It follows, therefore, in nearly every case of homicide, an indictment for murder in the first degree is found and the defendant has advantage of the challenges, though the facts, in the large majorities of instances, show that a lesser degree of crime has been committed.

I recommend on all indictments hereafter found that the peremptory challenges be reduced from twenty-four for the defendant to ten, thus leaving the number six for the State and ten for the defendant, with the discretion vested in the trial judge to extend the peremptory challenges of a defendant in a capital case to fifteen where, on account of extraordinary prejudice or for other good and sufficient cause, he may think the extension necessary to meet the ends of justice.

What is urged on indictments charging capital offenses as reasons for the reduction of challenges, apply to those of lesser grade, and I therefore recommend that on those for inferior felonies above the grade of petit larceny, the number of challenges for the defendant be reduced from ten, as now provided, to six, leaving the State four and the defendant six peremptory challenges. That on indictments charging petit larceny the number of challenges be fixed at three for the State and five for the defendant, instead of two and six as now provided, and in all misdemeanors the number is fixed at two each for the State and defendant, instead of five each, as now provided by law.

As companion legislation on the subject of qualification of jurors, I recommend that the Legislature declare that on examination of a proposed juror it shall not be competent to ask him, either on direct or cross examination, whether he has formed an opinion on a newspaper report, no matter what that report may contain, for any opinion thus formed must necessarily be from rumor or hearsay, and this is not changed by the fact that it is printed rather than oral. When a proposed juror is otherwise qualified and is prepared to render an impartial verdict on the law and the sworn testimony of witnesses in open court, it is all that justice should require.

In making this recommendation I am aware that what constitutes a fair and impartial juror is primarily a judicial and not a legislative question, yet our Supreme Court has been hampered by precedent, and I believe it is competent for the Legislature to pass the law which I have recommended, and in the form recommended.

To change the recommendation might be to usurp a judicial function, and this should be guarded against.

I have presented this subject with elaboration, for its importance can hardly be overstated.

If my recommendations and the reasons therefor meet the approval of your judgment, you will have taken an advanced step in putting the administration of criminal justice on a high plane, render more certain the punishment of the guilty, while taking nothing from the protection of innocence.

Thousands of dollars in costs will be saved the State and counties, especially in the cities, where tedious and vexatious delays in selecting jurors fill the jails with untried prisoners, and men will not be taken from their vocations to wait for days until their names are called, only to be set aside for opinions based on rumor or challenged for no assignable cause.

#### JUVENILE REFORMATORY AND OTHER QUESTIONS RELATING TO THE PENITENTIARY.

What to do with youthful prisoners is a question which almost daily confronts our courts, and the State is poorly equipped to solve it.

To send them to the penitentiary and associate them with seasoned criminals is to doom them. To turn them loose with an admonition and a promise of repentance is better, and what the courts usually do, unless in aggravated cases, but there is too often a repetition of the offense and the criminal tendency becomes fixed.

We must legislate for this class upon the theory that there should be some punishment and restraint tending to prevent further crime, but also holding out the hope of reformation, and this is not possible within the walls of the penitentiary.

I recommend the building of a State reformatory, where juvenile criminals may be sent, and where they may be taught, under good and restraining influences, some useful trade or employment and be given a chance to become useful citizens.

There are many other questions relating to the penitentiary management and control that may properly be subjects of information and recommendation to you, but at this time I am unable to formulate my views, owing to the fact that I have not yet been able to acquaint myself with details.

If, at a future time, it becomes necessary, I will give you such information as I may obtain concerning shortage of cars at the coal mines, the separation of tuberculosis prisoners and other

subjects connected with the management of our prison, accompanied by such recommendation as I may think proper.

#### TAXATION.

I respectfully urge that the assessment and revenue laws be introduced and considered by you as early as possible, consistent with their importance and magnitude.

The framing of these bills requires careful thought and their consideration should not be delayed until the closing hours of the session, as has been the practice in some preceding Legislatures.

I recommend that no attempt be made to increase the tax on land, for it already pays its full, and probably more than its full, proportion of the public burden.

This species of property never escapes taxation, but there are other interests whose visible property is small, but whose special rights and privileges are large, that do escape altogether, or pay an insufficient tax, entirely disproportionate to their business and their capacity to pay.

I recommend that you give close scrutiny to the matter of assessing privilege taxes with a view of seeing whether they are uniform, as they should be, or so devised as to give exemption in whole or in part to any occupation of the individual, or to any corporation doing business in this State and subject to the tax.

While we can never have a perfect system of taxation, we can, and ought to improve upon the present system.

An intelligent effort to systematize our tax laws and to make them uniform will be productive of immense good and is the only true principle of taxation.

There may be other questions to which I may call your attention during the session, but I now recommend, in conclusion, that you address yourselves to the early consideration of every party pledge we have made, for only in the performance of our promises are we worthy of the confidence of the people.

Respectfully submitted,

MALCOLM R. PATTERSON,  
*Governor.*

#### HOUSE RESOLUTION.

By Mr. Worley, House Resolution No. 26, To authorize printing of Governor's message.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 22, 23 and 24. Also House Joint Resolution No. 16.

REPORT OF COMMITTEE.

MR. SPEAKER: Your Committee on Redistricting having carefully considered House Bill No. 57, beg leave to report same recommended for passage.

Also, House Bill No. 20 having been considered, your Committee report, recommended for passage, a substitute amended bill, the same having been substituted before the Committee.

LANE, *Chairman.*

Mr. Horton, by consent, called up House Bill No. 37, which was a special order for 11 o'clock A. M., and moved that the same be made special order for 10:30 A. M., January 24.

The motion prevailed.

By Mr. McElroy, House Resolution No. 27, To prohibit agents from the floor of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Howland, House Joint Resolution No. 18, Limiting membership of Junketing Committees to one committee only.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

INTRODUCTION OF BILLS.

By Mr. Baldridge, House Bill No. 180, To create school district in Crockett County.

Passed first reading.

By Messrs. Boucher and Hassell, House Bill No. 181, To create school district in Gibson County.

Passed first reading.

By Mr. Cummings, House Bill No. 182, To regulate argument in cases of Chancery Courts and Criminal Courts.

Passed first reading.

By Mr. Fielder, House Bill No. 183, To make eight per cent maximum rate of interest.

Passed first reading.

By Mr. Garnett, House Bill No. 184, To allow Warren County to vote on fence law.

Passed first reading.

By Mr. Gordon, House Bill No. 185, To provide mansion for the Governor.

Passed first reading.

By Mr. Gordon, House Bill No. 186, To provide for clerical hire for Supreme Court Judges.

Passed first reading.

By Mr. Gordon, House Bill No. 187, To prohibit use of passes by Judges, Attorneys-General, *et als.*, of the State.

Passed first reading.

By Mr. Gordon, House Bill No. 188, To amend Act of 1903, and fix salary of Governor.

Passed first reading.

By Mr. Gordon, House Bill No. 189, To amend Act of 1885, to fix compensation of Supreme Court Judges.

Passed first reading.

By Mr. Hassell, House Bill No. 190, To amend road laws of the State.

Passed first reading.

By Davidson County Delegation, House Bill No. 191, To amend charter of Nashville.

Passed first reading.

By Mr. Johnson, House Bill No. 192, To authorize women to practice law.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 193, To prescribe what effect shall be given to deeds of land sold in certain cases.

Passed first reading.

By Mr. May (by request), House Bill No. 194, To create school district in Unicoi County.

Passed first reading.

By Mr. Murray, House Bill No. 195, To amend Act relative to sale of real estate.

Passed first reading.

By Mr. Neal (by request), House Bill No. 196, To provide for high school in Rhea County.

Passed first reading.

By Mr. Neal (by request), House Bill No. 197, To pay William Mitchell reward offered by the Governor for capture of Ulysses Whittaker.

Passed first reading.



By Mr. Tatum, House Bill No. 198, To amend exemption laws.  
Passed first reading.

By Mr. Waddell, House Bill No. 199, To compel satisfaction of deeds of trust and mortgage, and compel satisfactory record of the same.

Passed first reading.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 10, Regulating Federal aid for improvement of county highways, adopted for concurrence.

Also, to transmit Senate Bill No. 19, to provide college for higher education of teachers, and Senate Bill No. 37, to redistrict McMinn County, both passed by the Senate.

THOMAS, *Clerk.*

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 16, To authorize Chattanooga to issue bonds.  
Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 43, To amend Knox County Jury Commission law.

Passed second reading and referred to Committee on Judiciary.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 157, To amend Act providing for limitations of action where money has been lost in gambling.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 158, To create school district in Cannon and Rutherford Counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 159, To make paling fence with wire lawful.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 160, To amend primary election law.

Passed second reading and referred to Committee on Elections.

House Bill No. 161, To authorize distribution of plans for school houses.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 162, To amend Act providing for election of City Marshal of Dyersburg.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 163, To prohibit collection of second-hand jars and bottles.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 164, To guard against misuse of notarial seal.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 165, To allow Wilson County to issue school bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 166, To establish fence law for Sevier County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 167, To amend Act fixing compensation for jurors.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 168, To provide for license for plumbers in certain towns.

Passed second reading and referred to Committee on Labor.

House Bill No. 169, To provide remuneration for non-residents in certain suits.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 170, To define vagrancy and prescribe penalty for the same.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 171, To enact stock law for Monroe County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 172, To extend four-mile law.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 173, To enlarge powers and duties of Carroll County Judge.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 174, To regulate killing of small animals.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 175, To amend Act creating Jury Commission for Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 176, To authorize Fentress County to subscribe for railroad bonds.

Passed second reading and referred to Committee on Railroads.

House Bill No. 177, To change line between Wilson and Cannon Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 178, To amend Act redistricting State into Flo-terial and Senatorial districts.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 179, To make legal certain city ordinances.

Passed second reading and referred to Committee on Municipal Affairs.

#### IN JOINT CONVENTION.

The hour of 12 o'clock having arrived, the hour fixed for the Joint Convention to compare the vote for United States Senator and announce the result thereof, the Sergeant-at-Arms announced that the Senate was at the bar of the House, who were invited within and assigned seats.

The Joint Convention was called to order by Mr. President Tollett.

The Clerk of the Senate called the roll of the Senate and all the members responded to their names.

The Clerk of the House of Representatives called the roll of the House and ninety-eight members responded to their names.

Member absent: Mr. Rowan.

A quorum of both Houses being present, the Clerk of the Senate then read the joint resolution under which the Joint Convention had assembled. The Convention then proceeded to the business for which it had assembled.

The Clerks of the respective Houses then read the Journal of yesterday's proceedings in regard to the vote cast for United States Senator, and from this the following result was shown:

Total number of votes cast .....	119
Necessary to choice .....	60
For Robert L. Taylor .....	113
For Nathan W. Hale .....	5
For Asbury Wright .....	1

Thereupon Robert L. Taylor, having received a majority of all the votes cast for United States Senator, was declared by Mr. President Tollett to be duly, legally and constitutionally elected to the position of United States Senator in Congress from Ten-

nessee for a period of six years beginning on the 4th day of March, 1907.

Mr. Dixon moved that the chair appoint a committee of three to notify Mr. Taylor of his election.

The motion prevailed.

Thereupon Mr. President Tollett appointed Senator Senter and Representatives Worley and MacFarland.

Mr. Taylor was thereupon escorted to the stand and introduced by Mr. President Tollett, and expressed his thanks for the honor conferred upon him.

The Convention, having accomplished the purpose for which it had assembled, was declared dissolved by Mr. President Tollett. The Senate then repaired to its chamber.

The House was called to order by Mr. Speaker Cunningham. On motion, the House adjourned until 2:30 o'clock P. M.

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## WEDNESDAY, JANUARY 23, 1907.

### AFTERNOON SESSION, 2:30 P. M.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

The roll call was dispensed with.

### SIGNED.

The Speaker announced that he had signed House Bill No. 7.

### MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 10, To incorporate Winchester, substituted for Senate Bill on the same subject, and passed by the Senate.

THOMAS, *Clerk.*

### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 9, Endorsing President Roosevelt and Senator E. W. Carmack for their position on the Brownsville, Texas, affair.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

Senate Joint Resolution No. 10, Requesting Federal aid for improvement of county highways.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 2, To enact stock law for McMinn County.

On motion, Senate Bill No. 8, on same subject, was substituted for House Bill.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 57, To re-district McMinn County. Mr. Candler moved to amend House Bill so as to conform to Senate Bill on same subject.

The motion prevailed.

Thereupon Senate Bill No. 37, on same subject, was substituted for House Bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 20, To detach Morgan County from the Tenth Senatorial District and add it to the Seventh District; accompanied by committee substitute.

The committee substitute was adopted.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 22, To authorize Henderson County to refund her bonded railroad debt.

Passed third reading by the following vote:

Ayes .....	83
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Donaldson, Dunavant, Drummond, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott,

Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Travis, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—83.

House Bill No. 98, To make school district of Warren County legal school district.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 106, To enact stock law for McNairy County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 80, To prohibit junk dealers from buying brass from minors.

Mr. Dickens moved to table the bill.

The motion to table failed.

Mr. Dixon called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	65
Noes .....	25

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Boucher, Brooks, Campbell, Candler, Chestnut, Cooper of Shelby, Corn, Cummings, Dixon, Donaldson, Drummond, Edwards, Fielder, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, Miller of Monroe, Mitchell, Muse, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Thrasher, Walker, Tatum, Thompson, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York—65.

Representatives voting no were: Messrs. Askew, Bradley, Burkhalter, Carden, Dickens, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Horton, Hudson, Knowles, May, Meadows, Miller of Tipton, Montgomery, Murray, Neal, Neeley, Tallant, Thomas, Travis and Mr. Speaker Cunningham—25.

Mr. Benham entered on the Journal a motion to reconsider.

House Bill No. 16, To secure establishment of college for higher education of teachers.

On motion, Senate Bill No. 19, on same subject, was substituted for House Bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	89
Noes .....	0

. Representatives voting aye were: Misses Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Sneed, Stainback, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—89.

A motion to reconsider was laid on the table.

House Bill No. 84, To regulate the practice of optometry.

Mr. Murray moved to re-refer to the Committee on Judiciary.

The motion to refer prevailed.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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## THURSDAY, JANUARY 24, 1907.

### EIGHTEENTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 98 members were found to be present.

Member absent: Mr. Rowan, who was excused on account of sickness.

The reading of the Journal of yesterday's proceedings was dispensed with.

PETITIONS AND MEMORIALS.

By Mr. Scott, Petition from citizens of Henderson County, praying for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Dyer, Petition from citizens of Putnam County, asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Schubert, Petition from citizens of Lewis County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Murray, Petition from citizens of Carroll County, asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Elections reports that it has effected organization and constituted an attendance of five members of the committee as sufficient for a quorum for the transaction of all business.

Your committee also reports that in the contested election case from Cocke County, the case of Robert Hickey vs. Brooks, it has for the purpose of conducting said investigation, adopted the following resolution: *Be it Resolved*, That the method of conducting this contest, and the rules and regulations governing the same shall be determined by a sub-committee of this committee of three members, one of whom shall be the Chairman of this committee, one to be appointed by the contestant and the other by the contestee, and that the costs of the investigation, except such as may be deemed frivolous by the committee, shall be borne by the State.

Your committee further reports that in the matter of the contested election of Fugate against White, the contestee White was given until January 30 in which to file his answer to the declaration of the contestant Fugate.

Respectfully submitted,

T. C. GORDON, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend Senate Bill No. 16, and House Bill Nos. 93, 109 with amendment, 124, 128, 152 and 165 for passage.

CARDEN, *Chairman*.

MR. SPEAKER: Your Committee on Education has considered House Bill No. 86, and recommended the same for passage.

PEAY, *Chairman*.



MR. SPEAKER: Your Committee on Pensions organized by constituting seven as a quorum for the transaction of business; and report House Bill No. 18 for passage; also House Bill No. 28, with amendment for passage.

LIPSCOMB, *Chairman.*

MR. SPEAKER: Your Committee on Sanitation reports favorably upon House Bill No. 59, and recommend the passage with the allowed amendment.

D. D. HOWELL, *Chairman.*

By Kenney.

#### COMMITTEE ON ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolutions Nos. 17 and 18, and House Bills Nos. 52, 73, 36, 53, 72, 71 and 116, and find same correctly engrossed and ready for transmission to the Senate; also House Joint Resolution No. 8 and House Resolutions Nos. 26 and 27, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Gordon, House Resolution No. 28, To make action of Committee on Elections, in Hickey vs. Brooks contest, the action of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Burkhalter, House Resolution No. 29, To require Chairmen of committees to post the time of committee meetings.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Sneed, House Resolution No. 30, To direct the Sergeant-at-Arms to remain on duty through recess.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Puryear moved that one porter be retained to assist the Sergeant-at-Arms.

The amendment was adopted.

Mr. Meadows moved to table the resolution.

The motion to table prevailed.

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 26 and 27; also House Joint Resolution No. 8.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to deliver to the House of the Fifty-fifth General Assembly a special message in writing.

Respectfully,  
W. D. SCRUGGS, *Secretary to the Governor.*

The message was thereupon taken up and read by the Clerk, as follows:

SPECIAL MESSAGE.—JAMESTOWN EXPOSITION.

*To the Honorable Members of the Senate and House of Representatives:*

GENTLEMEN: An exposition is to be held at Jamestown, beginning April 26, to commemorate the event of the first permanent English settlement in America, and there are several gentlemen in Nashville who are duly accredited by the Governor of Virginia as representatives of this exposition. I recommend that these gentlemen be given an early opportunity to appear before the House and Senate, either separately or in joint convention, to present their reasons why Tennessee should make an appropriation and be properly represented at the exposition, and that such action be taken by you as may be deemed expedient.

Respectfully submitted,  
MALCOLM R. PATTERSON, *Governor.*

APPROVED BY THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to present to you House Joint Resolutions Nos. 1, 6 and 9, which he has approved.

Respectfully,  
W. D. SCRUGGS, *Secretary to the Governor.*

PERSONAL PRIVILEGE.

Mr. Benham rose to a question of personal privilege, and on behalf of the House, presented Mr. Speaker Cunningham with a handsome gavel.

The Speaker accepted the gavel and expressed his thanks to the House.

### INTRODUCTION OF RESOLUTIONS.

By Mr. Scott, House Joint Resolution No. 19, To appoint a committee to investigate the Cumberland Telephone & Telegraph Company.

On motion, the rules were suspended for the consideration of the resolution.

Pending further consideration of House Joint Resolution No. 19, the hour of 10:30 having arrived, the time fixed for the consideration of House Bill No. 37, to give grand juries inquisitorial powers in cases of usury, the bill was taken up.

Mr. Gordon called for the previous question on the passage of the bill.

The call for the previous question was sustained.

Thereupon the bill failed by the following vote:

Ayes .....	29
Noes .....	63

Representatives voting aye were: Messrs. Baldrige, Carden, Cooper of White, Corn, Cummings, Dickens, Drummond, Edens, Everett, Fielder, Garnett, Hardin, Horton, Kenney, Knowles, Lockert, Matthews, Miller of Monroe, Morris, Murray, Neeley, Royston, Sampson, Schubert, Scott, Sneed, Stainback, Thomas, Wiggs—29.

Representatives voting no were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cottrell, Dixon, Donaldson, Dunavant, Dyer, Edwards, Galloway, Garrison, Gill, Gordon, Groner, Hall, Harris, Hartley, Hassell, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Lane, Largent, Lipscomb, May, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Peay, Perry, Poston, Puryear, Rambo, Richmond, Shea, Smith, Tallant, Thrasher, Walker, Tatum, Thompson, Travis, Waddell, Webb, White, Wilkerson, York and Mr. Speaker Cunningham—63.

Mr. Puryear entered a motion on the Journal to reconsider.

### EXPLANATION.

Owing to the rapid development of our country at this time, with the increasing demand for money, coupled with the fact that we now have upon our statutes ample provision for the punishment for the offense of usury, I am constrained to vote no upon the passage of House Bill No. 37.

LIPSCOMB.

Thereupon the House resumed consideration of House Joint Resolution No. 19, To appoint a committee to investigate the Cumberland Telephone & Telegraph Company.

The resolution was thereupon adopted.

A motion to reconsider was laid on the table.

By Mr. Peay, House Resolution No. 31, To invite General Stephen D. Lee to address the House of Representatives, January 25, in the interest of Confederate monuments.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### COMMITTEE APPOINTMENTS.

The Speaker announced that he had appointed Messrs. Dixon, Benham and Sneed as committee on part of the House to investigate the offices of Comptroller and Treasurer, as authorized by House Joint Resolution No. 1.

Also Messrs. McElroy and Puryear as committee on the part of the House to investigate the management of the Capitol porters, etc., as authorized by House Joint Resolution No. 6.

By Mr. Gordon, House Joint Resolution No. 20, To invite representatives of the Jamestown Exposition to address the General Assembly.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### COMMITTEE ON ENROLLED BILLS.

The following report from the Committee on Enrolled Bills was received:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 20, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Joint Resolution No. 20, to invite Commissioners of Jamestown Exposition to address Legislature, concurred in by the Senate.

THOMAS, *Clerk*.

SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 7 and House Joint Resolution No. 16, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 13, To authorize persons acting as next friend of persons of unsound mind, to take pauper oath in prosecuting action.

Senate Bill No. 53, To repeal Chapter 70 of the Acts of 1905, both passed by the Senate.

Also to return House Bill No. 8, To provide a road law for certain counties; House Bill No. 29, authorizing Hamilton County to issue road bonds; House Bill No. 33, to authorize sale of Henning High School property. All passed by the Senate.

Also to return House Bill No. 71, to authorize Bristol to issue bonds; House Bill No. 72, To repeal Chapter 490, Acts of 1905, both substituted for Senate bills on same subject and passed by the Senate.

Also to return House Joint Resolution No. 12, Thanking band for music furnished at the inauguration; House Joint Resolution No. 13, To provide for expenses of inauguration, and House Joint Resolution No. 14, To appoint committee to examine portrait of General Cheatham. All concurred in by the Senate.

Also to return House Joint Resolution No. 18, relative to investigating committee amended and concurred in by the Senate.

Also House Joint Resolution No. 8, signed by the Speaker of the Senate. Also Senate Bill No. 50, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2 P. M. to-day.

AFTERNOON SESSION.

The House met at 2 o'clock, and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

SPECIAL ORDER.

The hour having arrived to hear the commissioners of the Jamestown Exposition, Mr. Hassell moved that same be postponed until 3 P. M., Monday, January 28.

The motion prevailed.

SIGNED.

The Speaker announced that he had signed Senate Bill No. 50.

INTRODUCTION OF BILLS.

By Mr. Boucher, House Bill No. 200, To allow Rutherford to issue school bonds.

Passed first reading.

By Mr. Cummings, House Bill No. 201, To amend Act relative to appointment of election commissioners.

Passed first reading.

By Mr. Dixon, House Bill No. 202, To define what shall constitute notice to corporations doing business in Tennessee.

Passed first reading.

By Knox County Delegation, House Bill No. 203, To allow Knoxville to levy tax for school and bridge.

Passed first reading.

By Knox County Delegation, House Bill No. 204, To allow Knox County to make appropriations to officers of humane societies.

Passed first reading.

By Mr. Edwards, House Bill No. 205, To enact stock law for Chester County.

Passed first reading.

By Mr. Galloway, House Bill No. 206, to raise age of consent to 21 years.

Passed first reading.

By Mr. Gill, House Bill No. 207, To amend Act regulating collection of costs and fees in criminal cases.

Passed first reading.

By Hamilton County Delegation, House Bill No. 208, To amend charter of Chattanooga.

Passed first reading.

By Mr. Kenney, House Bill No. 209, To relieve S. T. Haden, of Obion County, Trustee.

Passed first reading.

By Mr. Peay, House Bill No. 210, To amend Act for incorporating small towns.

Passed first reading.

By Mr. Peay, House Bill No. 211, To amend Act to incorporate small towns.

Passed first reading.

By Knox County Delegation, House Bill No. 212, To amend revenue law.

Passed first reading.

By Mr. Thrasher, House Bill No. 213, To amend Act regulating office of McNairy County Judge.

Passed first reading.

By Mr. Thomas, House Bill No. 214, To amend pension law.  
Passed first reading.

By Mr. Waddell, House Bill No. 215, To regulate bringing of suits in pauper oath.

Passed first reading.

By Mr. Wiggs, House Bill No. 216, To increase jailors' fees for feeding prisoners.

Passed first reading.

By Mr. Wiggs, House Bill No. 217, To compensate Justices of Peace for attending Quarterly Courts.

Passed first reading.

By Mr. MacFarland, House Bill No. 218, To amend general game law.

Passed first reading.

By Messrs. Perry, Peay and Sampson, House Bill No. 219, To provide premiums for owls, hawks and eagles.

Passed first reading.

By Mr. Meadows, House Bill No. 220, To create school district in Giles County.

Passed first reading.

By Mr. Smith, House Bill No. 221, To authorize judges of elections to collect poll tax on day of election.

Passed first reading.

By consent, Mr. Lane introduced House Resolution No. 32, relative to expense of investigating elections by Election Committee.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Cummings moved to refer to Committee on Elections.

Mr. Lane moved to table the motion.

The motion to table failed.

Thereupon the motion to refer to the Committee on Elections prevailed.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 13, To authorize persons acting as next friend of persons of unsound mind to prosecute certain actions without bond.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 180, To create school district in Crockett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 181, To create school district in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 182, To regulate arguments in cases in Chancery and Criminal Courts.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 183, To make 8 per cent maximum rate of interest.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 184, To allow Warren County to vote on fence law.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 185, To provide for Governor's mansion.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 186, To provide for clerical hire for Supreme Court Judges.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 187, To prohibit use of passes by Judges, Attorney-Generals et al. in the State.

Passed second reading and referred to Committee on Railroads.

House Bill No. 188, To amend Act fixing salary of Governor.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 189, To amend Act fixing salary of Supreme Court Judges.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 190, To amend the road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 191, To amend the charter of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 192, To allow women to practice law.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 193, To prescribe deed of land sold in certain cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 194, To create school district in Unicoi County.



Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 195, To amend Act relative to sale of real estate.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 196, To provide for high school in Rhea County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 197, To pay Wm. Mitchell reward for capture of Ulysses Whittaker.

Passed second reading and referred to Committee on Claims.

House Bill No. 198, To amend the exemption laws.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 199, To compel satisfaction of deeds of trust and mortgages and record of the same.

Passed second reading and referred to Committee on Judiciary.

By consent, Mr. Puryear introduced House Bill No. 222, To provide for physical telephone connection.

Passed first reading.

#### ON SENATE AMENDMENTS.

House Joint Resolution No. 18, To limit number of members of Legislature to go on junketing committees, was taken up on Senate amendments.

On motion, the House concurred in the Senate amendments.

A motion to reconsider was laid on the table.

#### RESOLUTIONS LYING OVER.

House Joint Resolution No. 2, relative to providing for deficiency in appropriations for Capitol expenses, accompanied by committee amendment.

The amendment was adopted.

Thereupon the resolution as amended was adopted.

A motion to reconsider was laid on the table.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 16, To authorize Chattanooga to issue bonds for improvements.

Passed third reading by the following vote:

Ayes .....	80
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hardin, Harris, Hassell, Horton, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wilkerson, York and Mr. Speaker Cunningham—80.

A motion to reconsider was laid on the table.

#### PETITIONS.

By consent, Mr. Wilkerson presented petitions from citizens of Davidson County, asking for the passage of the anti-jug law. Referred to Committee on Liquor Traffic.

#### RECESS.

The hour of 3 o'clock having arrived, the time fixed by House Joint Resolution No. 16, to hear Dr. J. N. McCormick, of Kentucky, Secretary of the State Board of Health, the House took an informal recess to hear him.

At the conclusion of the address, the House was called to order by Mr. Speaker Cunningham.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 18, To amend the pension laws.

Mr. Meadows moved that the bill be re-referred to Committee on Finance, Ways and Means.

The motion prevailed.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, JANUARY 25, 1907.

NINETEENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 95 members were found to be present. Members absent: Gill, Householder, Poston and White.

The reading of the Journal of yesterday's proceedings was dispensed with.

PETITIONS AND MEMORIALS.

By Mr. Holman, Petition from citizens of Lincoln County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Schubert, Petition from citizens of Lewis County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Neeley, Petition from citizens of Rutherford County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Travis, Petition from citizens of Coffee County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Rambo, Petition from colored citizens of West Knoxville, asking for temperance legislation.

Referred to Committee on Liquor Traffic.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Judiciary Committee returns House Bill No. 60, and recommends the same for the table. Also returns Senate Bill No. 43, recommended for passage.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on Elections report that it has considered House Bill No. 160, and recommend the same for passage.

GORDON, *Chairman.*

MR. SPEAKER: Your Committee on Insurance, Building and Loans, met and organized and constituted five members of the committee a quorum to transact business. Your committee ex-

amined House Bill No. 12, and recommend that the same be referred to the Committee on Judiciary.

SCHUBERT, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend them for passage—House Bills Nos. 18 and 113.

S. H. COOPER, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads beg leave to report that they have carefully examined House Bill No. 94, and recommend the same for passage with the committee amendments.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Education have examined House Bill No. 158, and recommend the same for passage.

PEAY, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Messrs. Marr and Matthews, House Joint Resolution No. 21, To return thanks to Dr. McCormick for address delivered before the Legislature.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. York, House Resolution No. 33, To provide for better road laws.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 102, 20, 78, 106, 98 and 22, and House Joint Resolution No. 19, and find same correctly engrossed and ready for transmission to the Senate. Also House Resolutions Nos. 28, 29 and 31, and House Joint Resolution No. 20, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

### INTRODUCTION OF BILLS.

By Mr. Bradley, House Bill No. 223, To amend Act legalizing primary elections.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 224, To establish West Tennessee Industrial School.

Passed first reading.

By Mr. Fielder, House Bill No. 225, To change time of holding Chancery Court in Hickman County.

Passed first reading.

By Mr. Hartley, House Bill No. 226, To authorize certain towns to condemn right of way for water purposes.

Passed first reading.

By Mr. Holman, House Bill No. 227, To enact forestry laws.

Passed first reading.

By Mr. Howland, House Bill No. 228, To amend charter of Lewisburg.

Passed first reading.

By Mr. Jestes, House Bill No. 229, To create office of County Judge of Anderson County.

Passed first reading.

By Mr. Kenney, House Bill No. 230, To create office of District Auditors.

Passed first reading.

By Mr. McElroy, House Bill No. 231, To establish State Board of Embalmers.

Passed first reading.

By Mr. MacFarland, House Bill No. 232, To enact live stock law for Wilson County.

Passed first reading.

### RECESS.

The hour of 10:30 having arrived, the time fixed by House Resolution No. 3, to hear General Stephen D. Lee, in behalf of marking graves of Confederate dead at Vicksburg, the House took an informal recess to hear same.

At the conclusion of the address the House was called to order by Mr. Speaker Cunningham.

### HOUSE RESOLUTION.

By Mr. Gordon, House Resolution No. 34, To return thanks to General Lee for his address relative to erection of Confederate monuments.

On motion, the rules of the House were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to present to you House Joint Resolutions Nos. 8 and 16, which he has approved.

W. D. SCRUGGS, *Secretary to the Governor.*

INTRODUCTION OF BILLS.

By Mr. Miller of Monroe, House Bill No. 233, To regulate manner of electing public officers.

Passed first reading.

By Mr. Perry, House Bill No. 234, To create a school district in Wilson County.

Passed first reading.

By Mr. Puryear, House Bill No. 235, To enact stock law for Trousdale County.

Passed first reading.

By Mr. Puryear, House Bill No. 236, to enact stock law for Macon County.

Passed first reading.

By Davidson County Delegation, House Bill No. 237, To extend corporate limits of Nashville.

Passed first reading.

By Knox County Delegation, House Bill No. 238, To appropriate money for Eastern Hospital for the Insane.

Passed first reading.

By the Davidson County Delegation, House Bill No. 239, To authorize Nashville to issue bonds to extend water main.

Passed first reading.

By Mr. York, House Bill No. 240, To amend Act to maintain uniform system of public schools.

Passed first reading.

By Messrs. Dyer and Webb, House Bill No. 241, To regulate shipping of intoxicating liquors into the State.

Passed first reading.

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 29, 28 and 31. Also Joint Resolution No. 20.

SENATE BILLS ON SECOND READING.

Senate Bill No. 13, To authorize persons acting as next friend to take pauper oath in certain cases.

Passed second reading and referred to Committee on Judiciary.

HOUSE BILLS ON SECOND READING.

House Bill No. 200, To allow Rutherford to issue school bonds.  
Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 201, To amend Act relative to the appointment of Election Commissioners.

Passed second reading and referred to Committee on Elections.

House Bill No. 202, To define notice to local corporations.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 203, To allow Knoxville to levy tax for improvements.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 204, To allow Knox County to pay officers of humane societies.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 205, To enact stock law for Chester County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 206, To raise the age of consent to 21 years.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 207, To amend Act regulating costs and fees in criminal cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 208, To amend the charter of Chattanooga.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 209, To relieve S. T. Haden, Trustee, of Obion County.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 210, To amend Act incorporating small towns.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 211, To amend Act incorporating small towns.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 212, To amend revenue laws.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 213, To amend Act regulating office of McNairy County Judge.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 214, To amend pension laws.

Passed second reading and referred to Committee on Pensions.

House Bill No. 215, To regulate the bringing of suits under pauper oaths.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 216, To increase jailors' fees for feeding prisoners.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 217, To compensate Justices of Peace.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 218, To amend the general game law.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 219, To provide premiums for owls, hawks and eagles.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 220, To create a school district in Giles County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 221, To authorize election judges to collect poll taxes.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 222, To provide for physical telephone connection.

Passed second reading and referred to Committee on Judiciary.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 91, to prevent spread of diseases among domestic animals.

Mr. Scott moved to amend by inserting "that no inspector shall prevent persons from taking cows to and from pastures."

Also to strike out \$50 and insert \$10, and strike out \$50 and insert \$25.

Mr. Galloway moved to table the amendment.

The motion to table prevailed.



Mr. Carden called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	83
Noes .....	2

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Hall, Hardin, Harris, Hartley, Howell, Holman, Horton, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Rowan, Sampson, Schubert, Shea, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—83.

Representatives voting no were: Messrs. Edwards, Scott—2.  
A motion to reconsider was laid on the table.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 43, To create a jury commission for certain counties.

Passed third reading by the following vote:

Ayes .....	87
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Perry, Puryear, Rambo, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant,

Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—87.

A motion to reconsider was laid on the table.

House Bill No. 58, To amend the charter of St. Elmo.

Passed third reading by the following vote:

Ayes .....	81
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Hall, Harris, Hartley, Holman, Horton, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Lockert, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Travis, Waddell, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—81.

A motion to reconsider was laid on the table.

House Bill No. 109, To repeal charter of Lenoir City, accompanied by committee amendment.

The committee amendment was adopted.

Thereupon the bill passed third and final reading.

A motion to reconsider was laid on the table.

House Bill No. 124, To amend charter of Shelbyville.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 148, To create school district in Rhea County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 147, To incorporate Spring City.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 93, To amend Act incorporating Greeneville.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 145, To amend Act incorporating Dayton.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 130, To amend Act incorporating Morristown.  
Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 158, To create a school district in Cannon and Rutherford Counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 136, To establish a normal school for teachers.  
Re-referred to Committee on Finance, Ways and Means.

House Bill No. 28, To amend the pension laws.

On motion of Mr. Lipscomb, the bill was re-referred to the Committee on Finance, Ways and Means.

House Bill No. 129, To authorize Morristown to extend water works system.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 144, To authorize Dayton to issue school bonds, accompanied by committee amendment.

The committee amendment was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickson, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garnett, Gordon, Hall, Harris, Hassell, Holman, Horton, Howland, Hudson, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lockert, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Peay, Perry, Puryear, Rambo, Rowan, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, Wiggs, York and Mr. Speaker Cunningham—72.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By consent, Mr. Schubert introduced the following bills:

By Mr. Schubert, House Bill No. 242, To regulate disbursement of life insurance companies.

Passed first reading.

By Mr. Schubert, House Bill No. 243, To define status of insurance agents.

Passed first reading.

By Mr. Schubert, House Bill No. 244, To regulate and limit officers of life insurance companies.

Passed first reading.

By Mr. Schubert, House Bill No. 245, To define and limit the provisions of insurance contracts.

Passed first reading.

By Mr. Schubert, House Bill No. 246, To prohibit use of funds of insurance companies for political purposes.

Passed first reading.

By Mr. Schubert, House Bill No. 247, To prohibit corporations and stock companies acting as agents of insurance companies.

Passed first reading.

By Mr. Schubert, House Bill No. 248, To prohibit life insurance companies from making contracts with corporations as inducements for insurance.

Passed first reading.

By Mr. Schubert, House Bill No. 249, To prohibit misrepresentation of life insurance policies and repeal Act of 1899.

Passed first reading.

By Mr. Schubert, House Bill No. 250, To require mutual life insurance companies to make apportionment and accounting of surplus at fixed periods, and carry such as liability.

Passed first reading.

By Mr. Schubert, House Bill No. 251, To require mutual life insurance companies to make annual apportionment of surplus on policies heretofore issued and charge same as liability.

Passed first reading.

By Mr. Schubert, House Bill No. 252, To regulate retirement of stock of life insurance companies.

Passed first reading.

By Mr. Schubert, House Bill No. 253, To abolish optional standard of life insurance policy.

Passed first reading.

By Mr. Knowles, House Bill No. 254, To incorporate Smithville.

Passed first reading.

#### BY CONSENT.

The following report was received by unanimous consent of the House:

MR. SPEAKER: Your Committee on Public Roads have examined House Bill No. 9, and recommend the same for passage.  
MEADOWS, *Chairman*.

HOUSE BILL ON THIRD READING.

House Bill No. 9, To allow Dyer County to issue bonds for roads, accompanied by committee amendment.

Amendment was adopted.

Thereupon the bill as amended passed third reading by the following vote:

Ayes .....	74
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Campbell, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Fielder, Garnett, Gordon, Hall, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Marr, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Rowan, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Walker, Tatum, Thompson, Travis, Waddell, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—74.

A motion to reconsider was laid on the table.

BY CONSENT.

By unanimous consent of the House, Mr. Fielder introduced House Joint Resolution No. 22, authorizing the Chairmen of House committees to act as Chairmen of joint investigating committees on same subject.

Mr. MacFarland moved to amend by allowing committees to select their own Chairmen.

Mr. Meadows moved that the resolution and amendment both be tabled.

The motion to table prevailed.

House Bill No. 96, To amend charter of Mountain City.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 146, To repeal Act authorizing Dayton to issue school bonds.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 152, To repeal Act to extend corporate limits of Knoxville.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 113, To provide additional compensation for Sheriff of Dickson County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 165, To allow Milan to issue bonds for school purposes.

Passed third reading by the following vote:

Ayes .....	71
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Campbell, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Dunavant, Dyer, Edens, Everett, Edwards, Fielder, Garnett, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lockert, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Rowan, Sampson, Schubert, Scott, Smith, Stainback, Tallant, Thrasher, Walker, Thomas, Thompson, Travis, Waddell, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was laid on the table.

#### SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 35, to authorize McMinn County to issue bonds. Senate Bill No. 56, to amend charter of Lewisburg. Senate Bill No. 68, to change line between Williamson and Davidson Counties. Senate Bill No. 107, to change line between Putnam and Smith Counties. All passed by the Senate.

Also to transmit House Joint Resolution No. 15, to investigate State Archives, concurred in by the Senate.

Also to return House Bill No. 20, to detach Morgan County from Tenth and attach to Third Senatorial District. House

Bill No. 22, to authorize Henderson County to refund her railroad bonds, both substituted for Senate bills on the same subject and passed by the Senate.

Also to transmit Senate Bills Nos. 8, 19 and 37, and Senate Joint Resolutions Nos. 9 and 10, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 102, to allow Franklin County to issue bonds, substituted for Senate bill on the same subject and passed by the Senate.

Also to return House Joint Resolution No. 20, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 8, 19 and 37. Also Senate Joint Resolutions Nos. 9 and 10.

Thereupon the House adjourned until 2 o'clock P. M., Monday.

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MONDAY, JANUARY 28, 1907.

TWENTY-SECOND DAY.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 89 members were found to be present.

Members absent: Brooks, Cooper of Shelby, Cottrell, Gill, Gordon, Rambo, Royston, Schubert, Tallant, May.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Judiciary Committee return House Bills Nos. 40, 46, 83, 84 and 108, all recommended for passage.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on New Counties and County Lines, having carefully examined House Bills Nos. 31, 70, 92, 103, 132 and 154, beg leave to report the same recommended for passage.

POSTON, *Chairman*.

#### ENROLLED BILLS.

The following report from the Committee on Enrolled Bills was received:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 33 and 34; House Joint Resolutions Nos. 12, 13, 14, 15 and 18, and House Bills Nos. 20, 33, 29, 71 and 72, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolutions Nos. 2 and 21, and House Bills Nos. 58, 130, 113, 128, 165, 93, 96, 148, 146 and 145, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Puryear, House Joint Resolution No. 23, To appoint a joint committee to prepare revenue bill.

Lies over.

By Mr. Holman, House Joint Resolution No. 24, Relative to polygamy.

On motion, the rules of the House were suspended for the consideration of the resolution.

On motion, the resolution was referred to Committee on Constitutional Amendments.

By Mr. Kenney, House Joint Resolution No. 25, to require duplicates of all bills introduced.

On motion, the rules were suspended for the consideration the resolution.

Mr. Carden moved to table.

The motion to table prevailed.

#### INTRODUCTION OF BILLS.

By Mr. Benham, House Bill No. 255, To establish racing commission.

Passed first reading.

By Messrs. Dickens and Neeley, House Bill No. 256, To create Porterfield School District.

Passed first reading.



By Mr. Garnett, House Bill No. 257, To regulate electric franchises in certain counties.

Passed first reading.

By Mr. Holman, House Bill No. 258, To regulate peremptory challenges in criminal cases.

Passed first reading.

By Mr. Kenney, House Bill No. 259, To authorize cities and municipalities to exercise police powers over cemeteries.

Passed first reading.

By Mr. Kenney, House Bill No. 260, To amend Act incorporating Union City.

Passed first reading.

By Davidson County Delegation, House Bill No. 261, to authorize Nashville to issue bonds for electric lights.

Passed first reading.

By Mr. Perry, House Bill No. 262, To amend Act changing line between school districts in Wilson County.

Passed first reading.

By Mr. Poston, House Bill No. 263, To repeal charter of Livingston.

Passed first reading.

By Mr. Stainback, House Bill No. 264, To create State auditing department.

Passed first reading.

By Mr. Walker, House Bill No. 265, To incorporate Maryville.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 223, To amend Act legalizing primary elections.

Passed second reading and referred to Committee on Elections.

House Bill No. 224, To establish West Tennessee Industrial School.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 225, To change time of holding Chancery Court in Hickman County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 226, To give certain towns the right to condemn property.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 227, To enact forestry laws.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 228, To amend charter of Lewisburg.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 229, To create office of Anderson County Judge.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 230, To create office of District Auditor.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 231, To establish State Board of Embalmers.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 232, To enact stock law for Wilson County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 233, To regulate manner of electing public officers.

Passed second reading and referred to Committee on Elections.

House Bill No. 234, To create school district in Wilson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 235, To enact stock law for Trousdale County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 236, To enact stock law for Macon County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 237, To extend corporate limits of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 238, To appropriate money for use of Hospital for Insane.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 239, To allow Nashville to extend the water main system.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 240, To amend Act to maintain uniform public school system.

Passed second reading and referred to Committee on Education.

House Bill No. 241, To regulate shipping liquors in State.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 242, To regulate disbursements of life insurance companies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 243, To define the status of insurance agents.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 244, To regulate and limit life insurance officers.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 245, To define and limit provisions of insurance contracts.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 246, To prohibit use of funds of insurance companies for political purposes.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 247, To prohibit corporations and stock companies acting as insurance agents.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 248, To prohibit insurance companies contracting with companies for insurance.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 249, To prohibit misrepresentations of life insurance policies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 250, To require mutual life insurance companies to make apportionment of surplus at fixed periods, carrying same as liability.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 251, To require life insurance companies to make annual apportionments of surplus on policies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 252, To regulate retirement sales of stock of life insurance companies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 253, To prohibit optional standard life insurance policies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 254, To incorporate Smithville.

Passed second reading and referred to Committee on Municipal Affairs.

SENATE AMENDMENTS.

House Bill No. 102, To authorize Franklin County to issue bonds for pikes, was taken up on Senate amendments.

On motion, the House concurred in the Senate amendment.

HOUSE BILLS ON THIRD READING.

House Bill No. 94, To amend Shelby County turnpike law.

Senate Bill No. 53, on the same subject, was substituted for the House bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 81, To amend the charter of Lewisburg.

Senate Bill No. 56, on the same subject, was substituted for the House bill.

Thereupon the bill passed the third reading by the following vote:

Ayes .....	81
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Hartley, Holman, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Walker, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—81.

A motion to reconsider was laid on the table.

House Bill No. 56, To authorize McMinn County to issue bonds for roads.

On motion, Senate Bill No. 35, on same subject, was substituted for the House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	83
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, May, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Tatum, Walker, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—83.

A motion to reconsider was tabled.

BY CONSENT.

By consent of the House, the following report was received:

MR. SPEAKER: Your Committee on Judiciary report Senate Bill No. 13 recommended for passage.

DIXON, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 33 and 34, and House Joint Resolutions Nos. 12, 13, 14, 15 and 18.

Also House Bills Nos. 20, 29, 33, 71 and 72.

House Bill No. 12, To amend insurance law.

On motion, the bill was referred to the Committee on Judiciary.

House Bill No. 20, To amend Act for the benefit of Confederate soldiers.

Passed third reading by the following vote:

Ayes.....	84
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry,

Poston, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Walker, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—84.

A motion to reconsider was laid on the table.

#### COMMITTEE APPOINTED.

The Speaker appointed as committee on the part of the House to investigate State archives, as authorized by House Joint Resolution No. 15, Messrs. Armitage, Galloway and Gordon.

#### IN JOINT MEETING.

The hour having arrived, as fixed by House Joint Resolution No. 20, to hear the Commissioners of the Jamestown Exposition, the Senate was announced at the bar of the House by the Sergeant-at-Arms, and was invited within and assigned seats.

The joint meeting was called to order by Mr. President Tollett, who introduced Senator Robert L. Taylor, who in turn introduced Judge Thomas Smith, of Virginia, who addressed the convention in behalf of the Jamestown Exposition.

At the conclusion of the address of Judge Smith, Senator Taylor introduced Major E. B. Stahlman, of Nashville, who addressed the convention, urging the Legislature to appropriate money to make an exhibit at the Jamestown Exposition.

The purpose of the joint meeting having been accomplished, the Senate repaired to its chamber.

The House was thereupon called to order by Mr. Speaker Cunningham.

\* The roll-call was dispensed with.

#### BY CONSENT.

By consent, Mr. Chestnut introduced House Bill No. 266, To amend public school law.

Passed first reading.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bill No. 23, To repeal Chapter 494, Acts of 1905.

Senate Bill No. 58, To authorize stockholders in corporations to vote their stock by proxy.

Senate Bill No. 60, To amend Act of 1897, relative to granting charters to water companies.

Senate Bill No. 61, To amend Act of 1879, relative to sale of pistols.

Senate Bill No. 79, To authorize Harriman to issue bonds, and Senate Bill No. 101, To authorize Hamilton County to issue bonds to the amount of \$100,000; all passed by the Senate.

Also to transmit Senate Joint Resolution No. 14, relative to the chairmanships of the Investigating Committees, adopted for concurrence.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bills Nos. 29, 33, 20, 71 and 72, House Joint Resolutions Nos. 18, 15, 14, 13 and 12, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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## TUESDAY, JANUARY 29, 1907.

### TWENTY-THIRD DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 92 members were found to be present.

Members absent: Messrs. Brooks, Donaldson, Drummond, Horton, Howland, Rowan and Royston, who were excused.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

### PETITIONS AND MEMORIALS.

By Mr. Webb, Petition from citizens of Knox County, asking for passage of anti-jug law.

Referred to the Committee on Liquor Traffic.

By Mr. Lipscomb, Petition from citizens of Maury County, asking for law to prevent manufacture of liquor in Maury County.

Referred to the Committee on Liquor Traffic.

By Mr. Cooper of White, Petition from citizens of White County, asking for anti-jug law.

Referred to the Committee on Liquor Traffic.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Railroads, after examining House Bill No. 176, recommended it for passage.

GEO. B. KENNEY, *Chairman.*

MR. SPEAKER: Your Committee on Municipal Affairs recommended House Bills Nos. 19, 179, 191, 200, 203, 208 and 237 with amendment, 239, for passage.

CARDEN, *Chairman.*

MR. SPEAKER: Your Committee on Dedistricting beg leave to report House Bill No. 178 recommended for passage.

H. H. LANE, *Chairman.*

MR. SPEAKER: Your Committee on Mines and Manufacturing have considered House Bill No. 142, and recommended a substitute bill for passage.

JOHN R. NEAL, *Chairman.*

MR. SPEAKER: Your Committee on Pensions report House Bill No. 43 for rejection.

LIPSCOMB, *Chairman.*

MR. SPEAKER: Your Committee on Education, to whom was referred Bills Nos. 82, 89, 140, 180, 181, 220 and 234, have carefully examined the same and recommended them for passage.

PEAY, *Chairman.*

MR. SPEAKER: Your Committee on Agriculture respectfully reports that it has examined House Bills Nos. 184 and 205, and recommended same for passage.

Also House Bill No. 85, and recommended same for passage, with accompanying amendment.

Also House Bills Nos. 61 and 171, and recommended same for withdrawal.

Also House Bill No. 174, and recommended that the same be referred to Committee on Game, Fish and Forestry.

COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 8 and 22, and find the same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 9 and 152, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*



Mr. Gordon read a letter from Senator E. W. Carmack, returning thanks for resolution endorsing his speech on the Brownsville trouble in the United States Senate.

On motion, the letter was ordered spread on the Journal of the House, and is as follows:

UNITED STATES SENATE.

January 25, 1907.

*Hon. T. C. Gordon, State Capitol, Nashville, Tenn.:*

DEAR CAGE: I hope you will kindly express to the House of Representatives my deep sense of gratitude for the unanimous adoption of your resolution. It is a compliment and an honor I shall always gratefully remember. Accept also for yourself my sincere thanks for this among many of your acts of friendship, and believe me always,

Most sincerely your friend,  
E. W. CARMACK.

HOUSE JOINT RESOLUTION.

By Mr. Chestnut, House Joint Resolution No. 26, To refund money to Clerk and Master of Hawkins County.

Lies over.

HOUSE RESOLUTION.

By Mr. Lane, House Resolution No. 35, To appoint a committee to investigate railroad rates.

On motion, the rule was suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 267, To authorize Greeneville to issue bonds for sewerage system.

Passed first reading.

By Mr. Burkhalter, House Bill No. 268, To create school district in Carroll County.

Passed first reading.

By Mr. Dickens, House Bill No. 269, To change line of school district in Third District of Cannon County.

Passed first reading.

By Messrs. Dyer, Richmond, Cooper, Sampson and Poston et als, House Bill No. 270, To create a Criminal Court for certain counties.

Passed first reading.

By Mr. Kenney, House Bill No. 271, To amend Obion County road law.

Passed first reading.

By Mr. Marr, House Bill No. 272, To provide for publishing of opinions by the Supreme Court of State.

Passed first reading.

By Mr. Meadows, House Bill No. 273, To incorporate Lynnville.

Passed first reading.

By Mr. Perry, House Bill No. 274, To change line between Davidson and Wilson Counties.

Passed first reading.

By Mr. Poston, House Bill No. 275, To incorporate Livingston.

Passed first reading.

By Mr. Scott (by request), House Bill No. 276, To fix time of notices of taking deposition.

Passed first reading.

By Mr. Walker, House Bill No. 277, To change time of holding Chancery Court in Blount County.

Passed first reading.

By Mr. Thompson, House Bill No. 278, To change line of certain districts in Bedford County.

Passed first reading.

By Mr. Thompson, House Bill No. 279, To change line of civil district in Bedford County.

Passed first reading.

By Mr. Webb, House Bill No. 280, To incorporate Park City.

Passed first reading.

By Mr. Wiggs (by request), House Bill No. 281, To compensate Geo. A. Pearson, Attorney-General pro tem.

Passed first reading.

By Davidson County Delegation, House Bill No. 282, To allow Davidson County to sell bonds for court house and jail.

Passed first reading.

By Davidson County Delegation, House Bill No. 283, To authorize Davidson County to sell bonds for bridges.

Passed first reading.

By Mr. Worley (by request), House Bill No. 284, To provide for railroad crossings and condemnation of land.

Passed first reading.

By Mr. Cunningham, House Bill No. 286, To authorize Clarks-ville to issue bonds for streets.

SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bill No. 2 to prevent gambling on horse races; Senate Bill No. 51, To regulate the keeping of female dogs; Senate Bill No. 84, To create a Board of Jury Commissioners for certain counties; Senate Bill No. 85, To authorize sale of certain school property in Decatur County; Senate Bill No. 93, To repeal Trousdale County fish law; Senate Bill No. 127, To authorize Fentress County to issue \$50,000 in bonds for railroads; Senate Bill No. 138, To repeal charter of Lynchburg; Senate Bill No. 145, To amend the charter of Nashville; and Senate Bill No. 151, To more effectually prevent gambling on horse races. Passed by the Senate.

Also to transmit Senate Joint Resolution No. 15, relative to return of Confederate flags, and Senate Joint Resolution No. 16, To appoint a committee to draft a uniform school law; both adopted for concurrence.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to inform the House that the Speaker of the Senate has appointed as the committee on the part of the Senate under House Joint Resolution No. 1, to investigate offices of Comptroller and Treasurer, Messrs. Foust and Routon.

Also under House Joint Resolution No. 6, to investigate condition of Capitol, Messrs. Talbert and Massey.

THOMAS, *Clerk.*

SENATE BILLS ON FIRST READING.

Senate Bill No. 138, To repeal Act incorporating Lynchburg.  
Passed first reading.

Senate Bill No. 2, To prevent gambling on race horses.  
Passed first reading.

Senate Bill No. 51, To regulate keeping of female dogs.  
Passed first reading.

Senate Bill No. 151, To prevent gambling on race horses.  
Passed first reading.

Senate Bill No. 84, To create Board of Jury Commissioners for Henderson County.

Passed first reading.

Senate Bill No. 85, To authorize School Directors of Decatur County to sell land.

Passed first reading.

Senate Bill No. 93, To repeal Act to protect fish in Trousdale County.

Passed first reading.

Senate Bill No. 23, To repeal Act to reorganize Obion County Courts.

Passed first reading.

Senate Bill No. 58, To authorize corporation stockholders to vote stock by proxy.

Passed first reading.

Senate Bill No. 127, To authorize Fentress County to issue railroad bonds.

Passed first reading.

Senate Bill No. 60, To amend Act regulating parts of charter of water companies.

Passed first reading.

Senate Bill No. 61, To amend act regulating sale of pistols.

Passed first reading.

Senate Bill No. 101, To authorize Hamilton County to issue bonds.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 255, To establish Racing Commission.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 256, To create school districts in Cannon and Rutherford Counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 257, To regulate elective franchise in certain counties.

Passed second reading and referred to Committee on Elections.

House Bill No. 258, To regulate peremptory challenges in criminal cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 259, To authorize cities and municipalities to exercise police powers over cemeteries.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 260, To amend Act incorporating Union City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 261, To authorize Nashville to issue bonds for electric lights.

House Bill No. 261, To authorize Nashvillet to issue bonds for ipal Affairs.

House Bill No. 262, To amend Act to change line of school district in Wilson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 263, To repeal charter of Livingston.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 264, To create State Auditing Department.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 265, To incorporate Maryville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 266, To amend public school laws.

Passed second reading and referred to Committee on Education and Common Schools.

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 15, relative to return of Confederate flags.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

Senate Joint Resolution No. 14, To make members of Senate chairmen of Joint Investigating Committees.

Mr. Dixon moved to table.

The motion to table prevailed.

Senate Joint Resolution No. 16, To appoint a committee to draft a uniform school bill.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

House Joint Resolution No. 23, To authorize appointment of committee to prepare revenue bill.

Mr. Puryear moved to amend by striking out the word "Speaker" in line 4 and substituting Chairman of Finance, Ways and Means Committee; also by striking out word "including" in line 6 and substituting therefor the words "in addition to."

The amendment was adopted.

Thereupon the resolution, as amended, was adopted.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 8 and 22.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 13, to authorize person acting as next friend to prosecute action in certain cases without bond.

Passed third reading by the following vote:

Ayes .....	86
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Walker, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 132, To change line between Putman and Smith Counties.

On motion, Senate Bill No. 103, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 103, To change line between Williamson and Davidson Counties.

On motion, Senate Bill No. 68, on the same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 59, To regulate sale of medicine.

On motion, the bill was referred to Committee on Sanitation.

House Bill No. 83, To authorize persons acting as next friend of idiots to prosecute actions without bond.

On motion, the bill was tabled.

House Bill No. 40, To prohibit collection of costs in certain cases.

Mr. Carden moved to table.

The motion to table prevailed.

BY CONSENT.

By consent of the House, Mr. Cunningham introduced House Bill No. 288, to appropriate \$25,000 for Jamestown Exposition.  
Passed first reading.

By Mr. Candler, House Bill No. 289, To redistrict McMinn County.

Passed first reading.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor I herewith present to you House Bill No. 7, which he approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

BY CONSENT.

By consent of the House, Mr. MacFarland introduced House Joint Resolution No. 27, to direct Penitentiary Investigating Committee to inquire into car shortage at State mines.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

House Bill No. 184, To allow voters of Warren County to vote on no fence law.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 19, To amend charter of Huntingdon.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 171, To enact stock law for Monroe County.

On motion, the bill was withdrawn.

House Bill No. 61, To enact stock law for Warren County.

On motion, the bill was withdrawn.

House Bill No. 82, To create school district in Gibson and Obion Counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 89, To create school district in Henderson County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 140, To appoint Trustee for Harpeth Academy.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 180, To create school district in Crockett County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 181, To create school district in Gibson County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 191, To amend charter of Nashville.

On motion, Senate Bill No. 145, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 121, To appropriate \$100,000 to University of Tennessee.

On motion, the bill was referred to the Committee on Finance, Ways and Means.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 2, To provide for deficiency in appropriation for capital expenses, and House Joint Resolution No. 21, to thank Dr. J. N. McCormick for address to General Assembly, both concurred in by the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, JANUARY 30, 1907.

#### TWENTY-FOURTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham..

The proceedings were opened with prayer by the Rev. Cochran Preston.

On a call of the roll, 97 members were found to be present.

Members absent: Rowan, Tallant.

On motion, the reading of the Journal of Tuesday's proceedings was dispensed with.



PETITIONS AND MEMORIALS.

By Mr. Hassell, Petition from citizens of Gibson County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Walker, Petition from citizens of Blount County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Campbell, Petition from citizens of Hardeman County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Knowles, Petition from citizens of DeKalb County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Horton, Petition from citizens of Franklin County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

ANSWER FILED.

Mr. Gordon, Chairman of the Committee on Elections, filed answer of contestee in case of J. T. Fugate vs. J. Frank White.

Referred to Committee on Elections.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your committee having examined and considered House Bills Nos. 149 and 150, recommend them for passage.

Also House Bill No. 141, and recommended a committee substitute to be referred to Committee on Finance, Ways and Means.

D. L. HOWELL.

INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 290, To amend Act authorizing Greene County to issue road bonds.

Passed first reading.

By Mr. Cottrell, House Bill No. 291, To require department companies to file maps of land for sale with County Register.

Passed first reading.

By Messrs. Marr and Dixon, House Bill No. 296, To make dealing in futures illegal.

Passed first reading.

By Mr. Garnett, House Bill No. 292, To change line between Marion and Grundy Counties.

Passed first reading.

By Mr. Gill, House Bill No. 293, To vest title of public roads and regulate management of same in certain counties.

Passed first reading.

By Shelby County Delegation, House Bill No. 294, To authorize Memphis Board of Education to issue school bonds.

Passed first reading.

By Mr. Kenney, House Bill No. 295, To provide additional compensation for County Court Clerks.

Passed first reading.

By Messrs. Marr and Dixon, House Bill No. 297, To prohibit bucket shops.

Passed first reading.

By Mr. Miller of Monroe (by request), House Bill No. 298, To sell or lease Bolivar Academy.

Passed first reading.

By Shelby County Delegation, House Bill No. 299, To grant new charter to Memphis.

Passed first reading.

By Mr. Smith, House Bill No. 300, To create school district in Fentress County.

Passed first reading.

By Mr. Tatum, House Bill No. 301, to amend charter of Newbern.

Passed first reading.

By Messrs. Webb and McElroy, House Bill No. 302, To protect privileged information acquired by physicians and surgeons.

Passed first reading.

By Shelby County Delegation, House Bill No. 303, To amend Shelby County school law.

Passed first reading.

By Mr. Harris, House Bill No. 304, To protect mechanics in erection of certain buildings.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 2, To prevent gambling on horses.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 23, To repeal Act to reorganize Obion County Courts.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 51, To regulate the keeping of female dogs.

Passed second reading and referred to Committee on Agriculture.

Senate Bill No. 58, To authorize corporation stockholders to vote by proxy.

Passed second reading and referred to Committee on Judiciary.  
Senate Bill No. 60, To amend Act to grant charter to water companies.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 85, To authorize Decatur County School Directors to sell certain lands.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 84, To create jury commission for Henderson County.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 93, To repeal Trousdale County fish law.

Passed second reading and referred to Committee on Forestry, Fish and Game.

Senate Bill No. 61, To amend act regulating sale of pistols.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 101, To authorize Hamilton County to issue bonds for roads.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 138, To repeal Act incorporating Lynchburg.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 127, To authorize Fentress County to subscribe railroad stock.

Passed second reading and referred to Committee on Finance, Ways and Means.

Senate Bill No. 151, To prevent gambling on race horses.

Passed second reading and referred to Committee on Judiciary.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 267, To authorize Greeneville to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 268, To create school district in Carroll County.

Passed second reading and referred to Committee on Education.

House Bill No. 269, To change line of Third School District in Cannon County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 270, To create Criminal Court for certain counties.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 271, To amend Obion County road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 272, To provide for publishing Supreme Court opinions.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 273, To incorporate Lynnville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 274, To change line between Davidson and Wilson Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 275, To incorporate Livingston.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 276, To fix time of motions in taking depositions.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 277, To change time of holding court in Blount County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 278, To change line of certain civil districts in Bedford County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 279, To change line of certain civil districts in Bedford County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 280, To incorporate Park City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 281, To compensate Geo. W. Pearson for Attorney-General *pro tem*.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 282, To allow Davidson County to issue bonds for court house and jail.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 283, To allow Davidson County to sell bonds for bridges.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 284, To provide for railroad crossings and condemnation of land.

Passed second reading and referred to Committee on Railroads.

House Bill No. 285, To amend Act to amend Sullivan County road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 286, To allow Clarksville to issue bonds for streets.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 287, To allow Clarksville to issue school bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 288, To appropriate \$25,000 to Jamestown Exposition.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 289, To redistrict McMinn County.

Passed second reading and referred to Committee on New Counties and County Lines.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 35 and House Joint Resolutions Nos. 2 and 21, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolution No. 27 and House Bills Nos. 129, 158, 91, 140, 144, 124, 18 and 82, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### RESOLUTIONS LYING OVER.

House Joint Resolution No. 26, to refund money to Clerk and Master of Hawkins County.

Mr. Gordon moved to refer to the Committee on Finance, Ways and Means.

The motion to refer prevailed.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 43, To provide for indigent widows.

On motion, the bill was rejected.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 15, To extend four-mile law to towns of 150,000 inhabitants; Senate Bill No. 38, To increase pensions of widows of soldiers; Senate Bill No. 62, To provide road law for certain counties; Senate Bill No. 82, To provide for establishment of horticultural and experiment station in West Tennessee; Senate Bill No. 87, To create improvement districts in Jackson; Senate Bill No. 89, To authorize Jackson to issue bonds; Senate Bill No. 96, To amend the charter of Nashville so as to restrict saloon area; Senate Bill No. 117, To authorize Campbell County to issue improvement bonds. All passed by the Senate.

Also to transmit Senate Joint Resolution No. 18, To investigate the Department of Game, Fish and Forestry, adopted for concurrence.

THOMAS, *Clerk.*

House Bill No. 46, To make it unlawful to destroy honest competition.

Mr. Smith moved to amend by inserting after word "corporations," in line 3, Section 1, the words "engaged" in business of manufacturing in this or any other State. Also by striking out the word one hundred, in line 5, of Section 2, and substituting therefor the words "one thousand."

The amendment was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	78
Noes .....	9

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Walker, Tatum, Thompson, Travis, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—78.

Representatives voting no were: Messrs. Armitage, Candler, Carden, Cottrell, Cummings, Householder, Howell, Kinsland, Miller of Monroe—9.

A motion to reconsider was laid on the table.

EXPLANATION.

MR. SPEAKER: I vote no on House Bill No. 46 because I believe, under the law, it will prevent clearance sales of department stores and factories through the State, against the existing defects in what is known as the anti-trust law, should be amended to reach the Oil Trust and other trusts that are said to exist; this bill will, in my opinion, prevent factories and department stores clearing out old stock, and give outside concerns an opportunity to come into the State and undersell them. The bill aims at large concerns without a provision exempting small ones.

JESSE S. COTTRELL.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bills Nos. 8 and 22, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed House Joint Resolutions Nos. 21 and 2, and House Resolution No. 35.

House Bill No. 178, To amend Act to apportion the State into floterial and senatorial districts.

Passed third reading by the following vote:

Ayes .....	79
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Boucher, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickson, Donaldson, Dunavant, Dyer, Everett, Fielder, Galloway, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Thrasher, Tatum, Thompson, Travis, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—79.

A motion to reconsider was laid on the table.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 147

and House Joint Resolution No. 23, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 237, To extend limits of city of Nashville, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 60, To amend Act creating jury commission for Knox County.

On motion, the bill was tabled.

House Bill No. 84, To regulate the practice of optometry.

Passed third reading by the following vote:

Ayes .....	86
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Benham, Boucher, Bradley, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith approved House Bills Nos. 20, 29, 33, 71 and 72, and House Joint Resolutions Nos. 12, 13, 14, 15, 18 and 20.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

House Bill No. 87, To regulate the sale of tobacco to minors.

Mr. Scott moved that the recommendation of the committee be non-concurred in and the bill be put on third and final reading.

The motion prevailed.



Thereupon the bill failed on the third reading by the following vote:

Ayes .....	18
Noes .....	64

Representatives voting aye were: Messrs. Dixon, Edens, Edwards, Galloway, Hassell, Howland, Lipscomb, Miller of Tipton, Morris, Muse, Richmond, Sampson, Scott, Smith, Travis, White, Wiggs and Mr. Speaker Cunningham—18.

Representatives voting no were: Messrs. Armitage, Boucher, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Dyer, Everett, Fielder, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Jackson, Jestes, Kinsland, Knowles, Lane, Largent, Lockert, Marr, Matthews, May, McElroy, Meadows, Miller of Monroe, Mitchell, Montgomery, Murray, Neal, Neeley, Peay, Poston, Puryear, Rambo, Royston, Shea, Sneed, Stainback, Thrasher, Walker, Tatum, Thomas, Thompson, Waddell, Webb, Wilkerson, York—64.

A motion to reconsider was laid on the table.

House Bill No. 205, To enact live stock law for Chester County. Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 154, To change line between Perry and Humphreys Counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 141, To prevent sale of adulterated food, accompanied by committee substitute.

Mr. Cummings moved to refer bill and committee substitute to Committee on Finance, Ways and Means.

The motion to refer prevailed.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 16, 43, 53, 56 and 68, for the signature of the Speaker of the House. Also to transmit House Joint Resolutions Nos. 2 and 21, signed by the Speaker of the Senate.

THOMAS, Clerk.

House Bill No. 142, To amend Act for inspection of mines, accompanied by committee substitute.

The committee substitute was adopted.

Mr. Gordon moved to refer bill and committee substitute to Committee on Finance, Ways and Means.

The motion to refer prevailed.

BY CONSENT.

By consent of the House, Mr. Lipscomb introduced House Resolution No. 36, To pay for expenses of hanging portrait of General B. F. Cheatham.

On motion, the rules were suspended for the consideration of the resolution, and the resolution was adopted.

A motion to reconsider was laid on the table.

House Bill No. 92, To change line between civil districts in Greene County.

Passed third reading, and a motion to reconsider was tabled.

House Bill No. 105, To protect farmers in purchase of seed and grain.

On motion, the bill was referred to the Committee on Judiciary.

House Bill No. 174, To regulate the killing of small animals.

On motion, the bill was referred to the Committee on Forestry, Fish and Game.

House Bill No. 123, To abolish the death sentence for crime.

On motion, the bill was tabled.

House Bill No. 70, To change line between Davidson and Rutherford Counties.

Passed third reading and a motion to reconsider was tabled.

House Bill No. 31, To change line between Jefferson and Grainger Counties.

Passed third reading and a motion to reconsider was tabled.

House Bill No. 86, To authorize sale of Livingston Academy.

Passed third reading, and a motion to reconsider was tabled.

House Bill No. 97, To authorize Mountain City to issue school bonds.

Passed third reading by the following vote:

Ayes .....	86
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Knowles, Lane, Largent,

Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 68, 56, 53, 43 and 16.

House Bill No. 100, To authorize Harriman to issue bonds.

On motion, Senate Bill No. 79, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	71
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Campbell, Candler, Carden, Chestnut, Corn, Cottrell, Cummings, Dickson, Donaldson, Drummond, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Jackson, Kenney, Knowles, Largent, Lipscomb, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Rambo, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was laid on the table.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 26, To provide for collection of taxes in certain cities for park purposes, passed by the Senate.

Also to return House Bill No. 9, To authorize Dyer County to issue road bonds; House Bill No. 18, To amend Act for benefit of Confederate soldiers, and House Bill No. 98, To make school districts of Warren County legal districts, all substituted for Senate bill on same subject, and passed by the Senate.

Also to return House Joint Resolution No. 27, Directing Peni-

tentiary Commissioners to make report as to car shortage at Petros. Concurred in by the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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THURSDAY, JANUARY 31, 1907.

TWENTY-FIFTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 98 members were found to be present. Member absent: Rowan.

The reading of the Journal of Wednesday's proceedings was dispensed with.

PETITIONS AND MEMORIALS.

By Mr. Holman, Petition from citizens of Lincoln County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Kenney, Petition from citizens of Obion County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Thrasher, Petition from citizens of McNairy County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Corn, Petition from citizens of Franklin County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Charitable Institutions have considered Bills Nos. 238 and 204, and the following action taken:

House Bill No. 204 recommended for passage. House Bill No.

238 referred to special investigating committee with instructions to report to the committee after the recess.

J. M. WILKERSON, *Chairman*.

MR. SPEAKER: Your Committee on Liquor Traffic begs leave to report as follows: House Bills Nos. 67, 115 and 241 recommended for passage.

ALBERT BENHAM, *Chairman*.

MR. SPEAKER: Your Committee on Agriculture has examined House Bills Nos. 133 and 166, and recommended same for passage. Also House Bills Nos. 21, 159, 235 and 236, and recommended same for passage with accompanying amendment. Also House Bill No. 232, and recommended same for rejection. Also Senate Bill No. 51, and recommended same for passage, with accompanying amendment.

BRADLEY, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommended them for passage. House Bills Nos. 127, 28, 142, substituted Bill No. 185, 136. They have considered House Bill No. 212, and recommended its rejection.

S. H. COOPER, *Chairman*.

MR. SPEAKER: Your committee, to whom was referred House Bills Nos. 75, 110, 161, 194, 256, 262, 268 and 269, have carefully considered same and recommended them for passage; also Senate Bill No. 85.

GEORGE PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads report House Bill No. 271 and Senate Bill No. 101 for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage the following: House Bills Nos. 286, 287, 273, 265, 267, 226 with amendment, and Senate Bill No. 138.

CARDEN, *Chairman*.

MR. SPEAKER: Your Committee on Redistricting beg leave to report that House Bill No. 289 has been carefully examined and the same is recommended for passage.

H. H. LANE, *Chairman*.

MR. SPEAKER: Sanitation Committee of the House met at 8 P. M. at Room 144, Tulane Hotel, and considered House Bill No. 231, To establish Board of Embalmers. After full and free dis-

cussion of the bill it was on a vote of the committee recommended for passage.

D. L. HOWELL, *Chairman*.

MR. SPEAKER: Your Committee on Claims beg leave to report that they have carefully considered House Bills No. 197, and recommend the same for passage, with committee amendment.

PURYEAR, *Chairman*.

MR. SPEAKER: Your Committee on Railroads beg leave to report that they have postponed any action on House Bill No. 122, awaiting the investigation of the sub-committee to be appointed by you, the Speaker, which will be conducted during the recess; same bill being known as Two-cent Rate Bill.

GEORGE R. KENNEY, *Chairman*.

MR. SPEAKER: Your Committee on Judiciary returns House Bills Nos. 25 and 66, recommended for the table; and House Bill No. 19, for rejection; and House Bill No. 76, recommended to be referred to the Committee on Railroads; and House Bill No. 38, for passage, with committee amendment; and House Bills Nos. 79 and 114 with amendment, Nos. 173 and 175 for passage.

DIXON, *Chairman*.

#### REPORT OF COMMITTEE ON ELECTIONS.

MR. SPEAKER: The House Committee on Elections reports that it considered yesterday the contested election case of T. J. Fugate vs. J. F. White, upon the declarations filed by the contestant, Fugate, and the answer of the contestee, White, and the committee decided that there was not sufficient merit in the contest to go with proofs in the case and entail costs upon the State, and adopted the following:

*Whereas*, the committee having carefully examined the petition of the contestant Fugate, and the answer to said petition filed by the contestee White, and said committee being of the opinion that there are no good grounds for said contest, hereby recommends that the petition of the said contestant be dismissed, and that J. Frank White be declared the legally-elected Representative of Claiborne County, in the Fifty-fifth General Assembly of the State of Tennessee.

I herewith return the declaration and the answer in the case, as well as the affidavits in support of the answer.

T. C. GORDON, *Chairman*.

Mr. Worley moved to make the report of the Committee on Elections the action of the House.

The motion prevailed.

Thereupon Mr. Speaker Cunningham declared Hon. J. Frank White the legally-elected Representative from Claiborne County.

Mr. Matthews called House Bill No. 117, To prevent use of free passes, from the Committee on Railroads, the same having been there ten days, and the following report was received:

MR. SPEAKER: Your Committee on Railroads return House Bill No. 117 without any action taken.

GEO. R. KENNEY, *Chairman.*

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Galloway, House Resolution No. 37, To require chairmen of standing committees to make reports in regular order.

On motion, the rules were suspended for the consideration of the resolution.

Ruled out of order, as rules of the House already cover this point.

#### INTRODUCTION OF BILLS.

By Mr. Bradley, House Bill No. 305, To declare unlawful violation of certain contracts.

Passed first reading.

By Mr. Bradley, House Bill No. 306, To provide for appropriation for State Fair.

Passed first reading.

By Mr. Bradley, House Bill No. 307, To allow farmers et als to enter into contracts with warehousemen, merchants, *et als*.

Passed first reading.

By Mr. Candler, House Bill No. 308, To make claims of attending physicians preferred claim in estate of deceased.

Passed first reading.

By Mr. Cottrell, House Bill No. 309, To license emigration agents.

Passed first reading.

By Mr. Fielder, House Bill No. 310, To require labels on goods sold by weights.

Passed first reading.

By Mr. Fielder *et als*, House Bill No. 311, To enforce attendance at public schools.

Passed first reading.

By Mr. Garrison, House Bill No. 312, To create school district in Sequatchie County.

Passed first reading.

By Mr. Garnett, House Bill No. 313, To amend road law.

Passed first reading.

By Mr. Gordon, House Bill No. 314, To re-establish office of Transfer Warden of Penitentiary.

Passed first reading.

By Mr. Harris, House Bill No. 315, To regulate employment of child labor.

Passed first reading.

By Mr. Harris, House Bill No. 316, To make eight hours a day's labor for common workmen.

Passed first reading.

By Mr. Horton, House Bill No. 317, To require life insurance companies to invest part of assets in this State.

Passed first reading.

By Mr. Howland, House Bill No. 318, To regulate banks and banking.

Passed first reading.

By Mr. Johnson, House Bill No. 319, To provide for collection of statistics of births and deaths in Tennessee.

Passed first reading.

By Mr. Johnson, House Bill No. 320, To provide for attorney fees for laborers *et als* for wages.

Passed first reading.

By Davidson County Delegation, House Bill No. 321, To allow Nashville to issue park bonds.

Passed first reading.

By Mr. Miller of Tipton, House Bill No. 322, To authorize Covington to issue bonds.

Passed first reading.

By Mr. Schubert, House Bill No. 323, To regulate investments of funds of life insurance companies.

Passed first reading.

By Mr. Schubert, House Bill No. 324, To amend Act regulating protection of dentistry.

Passed first reading.

By Mr. Thomas, House Bill No. 325, To amend Act incorporating Big Sandy.

Passed first reading.

By Mr. Wilkerson, House Bill No. 326, To extend corporate limits of Nashville.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 26, To increase the salary of the Governor; and Senate Bill No. 40, To regulate sale of liquors in certain counties; both passed by the Senate.

THOMAS, *Clerk.*



SENATE BILLS ON FIRST READINGS.

Senate Bill No. 26, To increase salary of the Governor.

Passed first reading.

Senate Bill No. 62, To enact road law for certain counties.

Passed first reading.

Senate Bill No. 40, To regulate sale of liquors in certain counties.

Passed first reading.

HOUSE BILLS ON SECOND READING.

House Bill No. 290, To amend act authorizing Greene County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 291, To require development companies to file maps of land for sale.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 292, To change line between Warren and Grundy Counties.

Mr. Corn moved that the bill be rejected.

The motion to reject prevailed.

House Bill No. 293, To vest title to public roads and regulate management.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 294, To authorize Memphis Board of Education to issue school bonds.

Passed second reading and referred to Committee on Education.

House Bill No. 295, To provide additional compensation for County Court clerks.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 296, To make dealings in futures illegal.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 297, To prohibit bucket-shops.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 298, To provide for sale or lease of Bolivar Academy.

Passed second reading and referred to Committee on Education.

House Bill No. 300, To create school district in Fentress County.

Passed second reading and referred to Committee on Education.

House Bill No. 301, To amend charter of Newbern.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 302, To protect privileged information acquired by physicians and surgeons.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 303, To amend school law for Shelby County.

Passed second reading and referred to Committee on Education.

House Bill No. 304, To protect mechanics in erecting certain buildings.

Passed second reading and referred to Committee on Judiciary.

Mr. Benham notified the House that on yesterday he had borrowed House Bill No. 299 from clerk to copy same; that Mr. Shea had borrowed same of stenographer and refused to return, and appealed to the Speaker to demand return of same from Mr. Shea.

The Speaker thereupon directed the Sergeant-at-Arms to procure return of bill.

Mr. Shea thereupon informed the House that same was not in his possession, having been given out to be copied; but would be promptly returned to-morrow morning.

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 18, To investigate office of Department of Forestry, Fish and Game.

On motion, the House concurred in the resolution.

A motion to reconsider was laid on the table.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 138, To repeal Act incorporating Lynchburg.

Passed third reading.

A motion to reconsider was laid on the table.

Senate Bill No. 85, To allow Decatur County School Directors to sell certain lands.

Passed third reading.

A motion to reconsider was tabled.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 154, 205, 46, 86, 31, 70, 237, 178, 92, 180, 184, 89, 181, 19 and 109, and find same correctly engrossed and ready for transmission to the Senate.

Also House Resolution No. 36 and House Bills Nos. 10 and 102,

and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

SENATE BILLS ON THIRD READING.

Senate Bill No. 51, To regulate keeping of female dogs, accompanied by committee amendment.

Mr. Gordon moved to table the amendment.

The motion to table failed.

Thereupon the amendment was adopted.

Mr. Corn moved to amend by exempting barren female dogs from provisions of Act.

Mr. Gordon moved to table the amendment.

The motion prevailed.

Mr. Gordon moved to table the bill.

The motion to table failed by the following vote:

Ayes.....	35
Noes.....	59

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Candler, Corn, Cummings, Dickens, Donaldson, Edens, Garnett, Gordon, Groner, Hartley, Householder, Howell, Kenney, Kinsland, Knowles, Lane, Meadows, Miller of Monroe, Montgomery, Morris, Murray, Neal, Poston, Richmond, Royston, Scott, Smith, Tallant, Travis, White, Wiggs and Worley—35.

Representatives voting no were: Messrs. Boucher, Bradley, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hall, Hardin, Harris, Hassell, Holman, Horton, Howland, Hudson, Jackson, Jestes, Johnson, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Miller of Tipton, Mitchell, Muse, Neeley, Peay, Perry, Puryear, Rambo, Sampson, Schubert, Shea, Sneed, Stainback, Thrasher, Walker, Tatum, Thomas, Thompson, Waddell, Webb, Wilkerson, York and Mr. Speaker Cunningham—59.

EXPLANATION.

MR. SPEAKER: I vote as I do because I believe spayed female dogs should be exempt from the provisions of the bill.

MEADOWS.

Mr. Fielder called for the previous question on the passage of the bill.

The call was not sustained.

Mr. Cummings moved to postpone further consideration until February 1, at 11 A. M.

Mr. Stainback moved to table.

The motion to table prevailed.

Thereupon the bill passed third reading by the following vote:

Ayes.....	57
Noes.....	35

Representatives voting aye were: Messrs. Benham, Boucher, Bradley, Burkhalter, Campbell, Carden, Chestnut, Cooper of Shelby, Cooper of White, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Gordon, Hall, Harris, Hassell, Horton, Howland, Hudson, Jackson, Jestes, Johnson, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Miller of Tipton, Mitchell, Muse, Neeley, Peay, Perry, Puryear, Rambo, Sampson, Schubert, Shea, Sneed, Stainback, Walker, Tatum, Thomas, Thompson, Waddell, Webb, Wilkerson, York and Mr. Speaker Cunningham—57.

Representatives voting no were: Messrs. Armitage, Askew, Candler, Cottrell, Corn, Cummings, Dickens, Dixon, Donaldson, Garnett, Gordon, Groner, Hartley, Householder, Howell, Kenney, Kinsland, Knowles, Lane, Matthews, McElroy, Meadows, Miller of Monroe, Montgomery, Morris, Murray, Neal, Poston, Richmond, Royston, Scott, Smith, Tallent, Travis and Wiggs—35.

A motion to reconsider was laid on the table.

#### BY CONSENT.

By consent of the House, the committee appointed under House Joint Resolution No. 3 to investigate the cost of refurnishing the hall of the House of Representatives and Senate chamber made the following report.

#### *To the Senate and House of Representatives:*

Your joint committee appointed to investigate the cost of refurnishing the Senate chamber and hall of the House of Representatives beg leave to report that we have made a very careful investigation, have had samples of furniture and furnishings submitted to us, have had several bids submitted, and we recommend an appropriation of \$8,500.00 be made and that a joint committee be appointed to select bids upon specifications and take charge of the work.

We recommend that prompt action be taken on this, for if the

contract is let at once the work can be completed during the recess.

D. A. BURKHALTER,  
R. M. HOWLAND,  
A. G. EWING, JR.,  
W. W. TALBERT,  
CHAS. M. MCCABE,  
ALBERT BENHAM.

#### HOUSE JOINT RESOLUTION.

By Mr. Benham *et als*, House Joint Resolution No. 28, To appoint committee to purchase furniture for hall of House of Representatives.

On motion, the rules were suspended for consideration of the resolution.

Mr. McElroy moved to refer to the Committee on Finance, Ways and Means.

Mr. Dixon moved to table the motion to refer.

The motion to table prevailed.

Thereupon Mr. Dixon called for the previous question.

The call was sustained.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### EXPLANATIONS.

I desire to have vote recorded as being opposed to the expenditure of \$8,500.00 for refurnishing Senate hall and hall of Representatives.

T. C. GORDON.

I desire to record my vote against appropriating \$8,500.00 for new furniture for Senate hall and Representative hall.

ASKEW.

I desire to have my vote recorded as opposed to appropriating \$8,500.00 to refurnishing the hall of the House of Representatives and Senate.

D. E. SCOTT.

I wish to have my vote recorded "no" on resolution to appropriate \$8,500.00 to refurnish Senate chamber and hall of House; do not think appropriation should be made until cost is ascertained.

PERRY.

#### SIGNED.

The Speaker announced that he had signed House Resolution No. 36, and House Bills Nos. 10 and 102.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 49, To make it a misdemeanor for husband to abandon wife and children; House Bill No. 120, To repeal Act declaring Sandy River navigable; House Bill No. 118, To repeal Act declaring Beaver Creek navigable; all passed by the Senate.

House Bill No. 58, To allow St. Elmo to issue bonds; House Bill No. 96, To amend charter of Mountain City, both substituted for Senate Bills on same subject and passed by the Senate.

Also to return House Bill No. 125, To increase salary of Perry County judge, amended and passed by the Senate.

House Bill No. 36, To give grand juries inquisitorial powers in cases of perjury; House Bill No. 17, To regulate marriage of minors; both rejected by the Senate.

Also to return House Joint Resolution No. 23, To appoint committee to draft revenue bill, non-concurred in by the Senate.

Also to return House Bills Nos. 10 and 102, signed by the Speaker of the Senate.

Also to transmit Senate Bills Nos. 13, 35, 107 and 145, and Senate Joint Resolutions Nos. 15 and 16, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

Senate Bill No. 101, To authorize Hamilton County to issue bonds.

Passed third reading by the following vote:

Ayes.....	83
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Campbell, Candler, Carden, Chestnut, Cooper of White, Cooper of Shelby, Corn, Cottrell, Cummings, Dickson, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Sneed, Stainback, Tallant, Thrasher, Tatum, Travis, Waddell, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—83.

A motion to reconsider was laid on the table.

TO MAKE SPECIAL ORDER.

Mr. McElroy moved that House Bill No. 67, To extend four-mile law to towns of 150,000 population, be made special order for 11 A. M. February 1.

Mr. Stainback moved to table the motion.

The motion to table failed by the following vote:

Ayes.....	19
Noes.....	73

Representatives voting aye were: Messrs. Armitage, Candler, Carden, Cooper of Shelby, Corn, Cummings, Edwards, Gill, Hall, Hudson, Johnson, Largent, Montgomery, Schubert, Shea, Stainback, Waddell, Worley and Mr. Speaker Cunningham—19.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jests, Kenney, Kinsland, Knowles, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Webb, White, Wiggs, Wilkerson and York—73.

Mr. Carden moved to amend by making it special order 10 A. M. Tuesday, February 5.

Mr. Gordon moved to table the motion.

The motion to table prevailed by the following vote:

Ayes.....	68
Noes.....	20

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Webb, Wiggs, Wilkerson and York—68.

Representatives voting no were: Messrs. Carden, Cooper of

Shelby, Cummings, Edwards, Fielder, Garnett, Gill, Groner, Hall, Johnson, Kenney, Meadows, Montgomery, Puryear, Schubert, Shea, Stainback, Waddell, Worley and Mr. Speaker Cunningham—20.

Mr. Stainback moved to amend the bill by making special order 11 A. M. Monday, February 4.

Mr. Bradley moved to table.

The motion to table prevailed by the following vote:

Ayes.....	67
Noes.....	25

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hartley, Hassell, Hudson, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Stainback, Tallant, Walker, Tatum, Thomas, Thompson, Travis, Webb, White, Wiggs, Wilkerson and York—67.

Representatives voting no were: Messrs. Armitage, Candler, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Garnett, Gill, Groner, Hall, Hardin, Harris, Johnson, Kenney, Meadows, Montgomery, Morris, Puryear, Schubert, Shea, Thrasher, Waddell, Worley and Mr. Speaker Cunningham—25.

Mr. Cooper of Shelby moved to amend by making special order for Wednesday, February 6, 11 A. M.

Mr. Gordon moved to table.

The motion to table prevailed by the following vote:

Ayes.....	61
Noes.....	29

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howland, Howell, Jackson, Jestes, Kinsland, Knowles, Lipscomb, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neal, Neeley, Peay, Perry, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Travis, Webb, Wiggs, Wilkerson and York—61.

Representatives voting no were: Messrs. Armitage, Benham,



Candler, Carden, Cooper of Shelby, Cummings, Garnett, Gill, Groner, Hall, Harris, Hudson, Johnson, Lane, Largent, Marr, Meadows, Montgomery, Morris, Muse, Poston, Puryear, Schubert, Stainback, Thompson, Waddell, White, Worley and Mr. Speaker Cunningham—29.

Mr. Gordon called for the previous question on the motion to make special order at 11 A. M. February 1.

The call for the previous question was sustained by the following vote:

Ayes.....	67
Noes.....	20

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Kenney, Kinsland, Knowles, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thrasher, Walker, Tatum, Travis, Webb, Wiggs, Wilkerson and York—67.

Representatives voting no were: Messrs. Armitage, Benham, Cooper of Shelby, Cummings, Edwards, Fielder, Gill, Groner, Hall, Harris, Johnson, Largent, Montgomery, Puryear, Schubert, Shea, Stainback, Thompson, Waddell and Mr. Speaker Cunningham—20.

Pending further consideration of the bill, the House adjourned until 10 o'clock to-morrow morning.

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FRIDAY, FEBRUARY 1, 1907.

TWENTY-SIXTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 95 members were found to be present. Members absent: Messrs. Brooks, Morris, Rowan and White.

The Journal of Thursday's proceedings was read and approved.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 13, 35, 107, 145, and Senate Joint Resolutions Nos. 15 and 16.

UNFINISHED BUSINESS.

The unfinished business of the previous session being a motion to make House Bill No. 67, To extend the four-mile law to cities of 150,000 population, a special order for 11 o'clock A. M., February 1.

The motion prevailed by the following vote:

Ayes .....	75
Noes .....	16

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Everett, Galloway, Garri-son, Gordon, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—75.

Representatives voting no were: Messrs. Benham, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Garnett, Groner, Hall, Harris, Johnson, Montgomery, Schubert, Shea, Waddell, Worley—16.

PETITIONS AND MEMORIALS.

By Mr. Edens, Petition from citizens of Carter County asking for amendment to exemption law.

Passed second reading and referred to Committee on Judiciary.

By Mr. Burkhalter, From citizens of Carroll County in the interest of an anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Peay, Memorial from office of Superintendent of Public Instruction asking for education.

Referred to Committee on Education.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 109, To repeal charter of Lenoir City and re-incorporate; House Bill No. 128, To amend Act to provide for collection of taxes by Humboldt; House Bill No. 140, To appoint Trustees for Harpeth Academy; House Bill No. 144, To authorize Dayton to issue school bonds; House Bill No. 145, To amend charter of Dayton; House Bill No. 146, To repeal Act to authorize Dayton to issue bonds; House Bill No. 165, To authorize Milan to issue bonds. All substituted for Senate bill on the same subject, and passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 44, To sell Livingston Academy; Senate Bill No. 59, To authorize cemetery companies to sell certain property; Senate Bill No. 91, To validate ordinances passed by certain cities; Senate Bill No. 95, To amend law as to death of beneficiary; Senate Bill No. 97, To provide record book for County Trustee to keep school fund. All passed by the Senate.

Also to transmit Senate Joint Resolution No. 19, To appoint a committee to refurnish the two Houses, both adopted for concurrence.

THOMAS, *Clerk.*

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Judiciary Committee returned Senate Bills Nos. 2 and 151, both recommended for passage. Also House Bills Nos. 12, 192 and 229 (with amendments), recommended for passage, and House Bills Nos. 24, 42, 48, 69, 137, 151, 164 and 167 are returned recommended for the table.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 162, 228, 283, and Senate Bill No. 60, and further recommend House Bill No. 99 for rejection.

CARDEN, *Chairman.*

MR. SPEAKER: Your Committee on Education, to whom was referred House Bills Nos. 294, 300 and 303, have carefully examined same and recommended them for passage.

PEAY, *Chairman.*

COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 28 and House Bills Nos. 84 and 97, and find same correctly engrossed and ready for transmission to the Senate.

Also House Joint Resolution No. 27 and House Bills Nos. 18, 26 and 98, and find same correctly enrolled and ready for the signature of the Speaker. WADDELL, *Chairman*.

Your Committee on Finance, Ways and Means have considered the following bills and recommend them for passage: House Bills Nos. 121 and 288. S. H. COOPER, *Chairman*.

INTRODUCTION OF RESOLUTIONS.

By Mr. Marr; House Resolution No. 38, To define Pendleton bill and similar measures extending four-mile law, and refer action to a majority of representatives affected.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Gordon moved to table.

The motion to table prevailed by the following vote:

Ayes .....	66
Noes .....	22

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Burkhalter, Campbell, Candler, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lipscomb, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thrasher, Walker, Tatum, Thomas, Thompson, Travis, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—66.

Representatives voting no: Messrs. Benham, Cooper of Shelby, Cummings, Edwards, Fielder, Garrison, Garnett, Gill, Groner, Hall, Hudson, Johnson, Largent, Lockert, Marr, Matthews, Meadows, Montgomery, Muse, Puryear, Schubert, Shea—22.

EXPLANATION.

MR. SPEAKER: I shall vote against the Pendleton bill when the time comes, but believing this to be one of the filibustering

tactics to defer action, and not offered in good faith, I vote aye on this resolution.

SNEED.

#### COMMITTEES APPOINTED.

Under Senate Joint Resolution No. 16, To appoint a committee to draft uniform school law, the Speaker appointed on part of the House, Messrs. Peay, Hassell, McElroy and Boucher.

Under House Resolution No. 33, To appoint committee to draft good road law, the Speaker appointed Messrs. York, Burkhalter, Hassell, Dunavant and Horton.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 18, 26, 98, and House Joint Resolution No. 27.

By Mr. Cottrell, House Resolution No. 39, To authorize the printing of House Bill No. 170, the vagrancy bill.

On motion, the rules were suspended for the consideration of the resolution.

The resolution was adopted.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By Mr. Dixon, House Bill No. 327, To amend Act for formation of corporation.

Passed first reading.

By Mr. Dyer, House Bill No. 328, To prevent corruption in politics.

Passed first reading.

By Mr. Fielder, House Bill No. 329, To protect land owners who have land in one common inclosure.

Passed first reading.

By Mr. Hudson (by request), House Bill No. 330, To incorporate Cumberland Furnace.

Passed first reading.

By Mr. Matthews, House Bill No. 331, To amend Act to change corporate limits of Nashville.

Passed first reading.

By Mr. MacFarland, House Bill No. 332, To regulate demurrage in storage of live stock and perishable freight.

Passed first reading.

By Mr. Puryear, House Bill No. 333, For relief of Trousdale County and Trustee of same.

Passed first reading.

By Mr. Sampson, House Bill No. 334, To authorize Smith County to issue bonds.

Passed first reading.

By Mr. Tatum, House Bill No. 335, To amend Dyer County game law.

Passed first reading.

By Mr. Worley, House Bill No. 336, To allow certain water companies to exercise right of eminent domain.

Passed first reading.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith, with his approval, House Bills Nos. 8 and 22, and House Joint Resolutions Nos. 2 and 21.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 79, 85, 138, and Senate Joint Resolution No. 18, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SPECIAL ORDER.

The hour of 11 o'clock having arrived, the same being time fixed for consideration of House Bill No. 67, To extend four-mile law to cities of 150,000 population, the bill was taken up and read by the Clerk.

Mr. McElroy moved to substitute Senate Bill No. 15, on same subject, for the House Bill No. 67.

The motion to substitute prevailed.

Mr. McElroy moved to put Senate Bill No. 15 on third and final reading.

Mr. Stainback offered the following amendment:

*Provided*, however, that it shall be lawful to sell whiskey, wine, beer and other intoxicating liquors in every town, city or municipality in the State of Tennessee having a population of five thousand inhabitants or over, according to the Federal Census of 1900, or any subsequent Federal Census, whose charter shall hereafter be repealed, abrogated or surrendered, and which shall thereafter become again incorporated as town, city or municipality by Act of the Legislature or otherwise, unless the repeal, abrogation or surrender of its said charter of incorporation as

aforesaid is effected in response to or as the result of a majority vote of such town, city or municipality at an election regularly held in accordance with the law, at which the question of surrendering or not surrendering, repealing or not repealing, abrogating or not abrogating its said charter, is submitted to them.

*And provided, further,* that every such town, city or municipality in which it is lawful to sell whiskey, wine, beer or other intoxicating liquors, shall once in every two years submit the question of the repeal, abrogation or surrender of its charter to a vote of the electors thereof, if demanded and requested in writing or by petition addressed to the Mayor and the Council thereof, signed by not less than 300 qualified voters or electors.

Mr. McElroy moved to table the amendment.

The motion to table the amendment prevailed by the following vote:

Ayes .....	62
Noes .....	31

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lipscomb, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Smith, Tallant, Tatum, Thomas, Thrasher, Travis, Walker, Webb, Wiggs, York—62.

Representatives voting no were: Messrs. Benham, Carden, Cooper of Shelby, Cummings, Edwards, Garnett, Gill, Groner, Hall, Harris, Hudson, Johnson, Lane, Largent, Lockert, Marr, Matthews, Meadows, Montgomery, Muse, Puryear, Schubert, Scott, Shea, Sneed, Stainback, Thompson, Waddell, Wilkerson, Worley and Mr. Speaker Cunningham—31.

Mr. Carden moved to amend by striking out five thousand and inserting fifteen thousand.

Mr. Gordon moved to table.

The motion to table prevailed.

Mr. Benham moved to amend by providing that the provisions of the bill shall not apply to malt liquors, beer and native wines.

Mr. Gordon moved to table.

The motion to table prevailed by the following vote:

Ayes .....	67
Noes .....	25

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dixon, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gordon, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kehney, Kinsland, Knowles, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Murray, Neal, Neeley, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Thrasher, Travis, Walker, Webb, Wiggs, Wilkerson and York—67.

Representatives voting no were: Messrs. Benham, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Garnett, Groner, Hall, Harris, Hudson, Johnson, Lane, Largent, Lockert, Marr, Montgomery, Muse, Schubert, Shea, Stainback, Thompson, Waddell, Worley and Mr. Speaker Cunningham—25.

Mr. Stainback moved to amend by striking out 150,000 and inserting 100,000.

Mr. Gordon moved to table.

The motion to table prevailed by the following vote:

Ayes .....	67
Noes .....	26

Representatives voting aye were: Messrs. Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hardin, Gordon, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Murray, Muse, Neal, Neeley, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Stainback, Tallant, Tatum, Thomas, Thrasher, Travis, Walker, Webb, Wiggs and York—67.

Representatives voting no were: Messrs. Armitage, Benham, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Garnett, Gill, Groner, Hall, Harris, Hudson, Johnson, Lockert, Marr, Matthews, Montgomery, Peay, Schubert, Shea, Sneed, Thompson, Waddell, Worley and Mr. Speaker Cunningham—26.

Mr. Gordon called for the previous question on the passage of the bill.



Mr. Stainback moved to adjourn until 10 o'clock Monday.  
The motion to adjourn failed by the following vote:

Ayes .....	23
Noes .....	69

Representatives voting aye were: Messrs. Armitage, Benham, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Gill, Groner, Hall, Hudson, Johnson, Lockert, Marr, Matthews, Montgomery, Poston, Schubert, Shea, Stainback, Thompson, Waddell and Worley—23.

Representatives voting no were: Messrs. Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Garnett, Galloway, Garrison, Gordon, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Kenney, Knowles, Lane, Largent, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Thrasher, Travis, Walker, Webb, Wiggs, York and Mr. Speaker Cunningham—69.

The call for the previous question was thereupon sustained by the following vote:

Ayes .....	72
Noes .....	21

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Galloway, Garrison, Gordon, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jests, Kenney, Kinsland, Knowles, Lane, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Thompson, Thrasher, Travis, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—72.

Representatives voting no were: Messrs. Benham, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Garnett, Gill, Groner, Hall, Hudson, Johnson, Largent, Lockert, Marr, Matthews, Montgomery, Schubert, Shea, Waddell and Worley—21.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 79, 85, 138, and Senate Joint Resolution No. 18.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith, with his approval, House Bills Nos. 10 and 102.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

Thereupon Senate Bill No. 15 passed third reading by the following vote:

Ayes .....	71
Noes .....	24

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gill, Gordon, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Murray, Muse, Neal, Neeley, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Tallant, Tatum, Thomas, Thompson, Thrasher, Travis, Walker, Webb, Wiggs, York and Mr. Speaker Cunningham—71.

Representatives voting no were: Messrs. Benham, Carden, Cooper of Shelby, Cummings, Edwards, Fielder, Garnett, Groner, Hall, Hudson, Johnson, Largent, Lockert, Marr, Matthews, Montgomery, Peay, Schubert, Shea, Sneed, Stainback, Waddell, Wilkerson and Worley—24.

Mr. Gordon moved to reconsider.

Mr. Horton moved to table.

The motion to table prevailed.

EXPLANATION.

MR. SPEAKER: I vote no because this bill takes from the people the right to vote on the proposition, and so is opposed to the principle of Democracy, the platform of the party and common justice.

C. A. STAINBACK.

MR. SPEAKER: It has been stated on the floor of the House that five of the six Representatives from Davidson County were opposed to the Pendleton bill. I am the one that is not opposed to the bill. It has been argued that we were not instructed to vote for the extension of the Adams law; neither were we instructed to vote against it. That being the case, it is the duty of local Representatives to use their best judgment on such matters. Judging from the personnel of the delegates to our county convention, the temperance people were in the majority, and I honestly believe a majority of the people of Davidson County, and a majority of the people of the City of Nashville, are in favor of this bill, and that I am truly representing them in voting for it. I was not a candidate for this position, being nominated in my absence, without my knowledge or consent, and am not a candidate for any future office, and am willing and anxious for my constituents to know my position.

CLARENCE R. JACKSON.

MR. SPEAKER: The platform upon which the Davidson County delegation were nominated considered the liquor question after a strenuous campaign, in which temperance was one of the leading issues. That platform contained the following plank: "In favor of amendment to the city charter restricting the saloon area to the business section of the city, in favor of high liquor license, and the forfeiture of license for the violation of the tippling or gambling law." This was all that was said in regard to the matter.

The Adams law, nor the extension of the same, were not mentioned. The county platform of the Republican candidates did call for the extension of the Adams law to the whole State, and the temperance people of the City of Nashville and Davidson County supported our platform instead of theirs, our platform having given us specific instructions on the liquor question, and having been silent on the extension of the Adams law, we believe we would be violating the spirit if not the letter of the platform in voting for it.

We believe, further, that if we had advocated the extension of the Adams law to Nashville, we would never have been nominated and elected, believing that a correct construction of the platform would obligate us to vote against the measure and believing that we should not advocate a bill which would have

defeated our nomination had we favored it before the convention, we vote against this measure.

W. B. SNEED,  
W. B. MARR,  
J. R. MATTHEWS,  
J. M. WILKERSON.  
G. W. PEAY.

SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bill No. 106, To provide stock law for certain counties. Passed by the Senate.  
THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bills Nos. 18, 26, 98, and House Joint Resolution No. 27. Signed by the Speaker of the Senate.  
THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Joint Resolution No. 17, to fix time for recess of General Assembly, amended and concurred in by the Senate.  
THOMAS, *Clerk.*

Thereupon the House adjourned until 2 o'clock P. M., Monday.

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WEDNESDAY, FEBRUARY 4, 1907.

TWENTY-NINTH DAY.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 86 members were found to be present.

Members absent: Bradley, Corn, Cooper of Shelby, Edwards, Gill, Gordon, Meadows, Murray, Rowan, Shea, Schubert, Tallant, Thrasher—13.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

PETITIONS AND MEMORIALS.

By Mr. Wilkerson, Petition from King's Daughters asking for appropriation for School for Blind Girls.

Referred to Committee on Charitable Institutions.

By Mr. Hartley, Petition from citizens of Roane County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Kenney, Petition from citizens of Obion County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Knowles, Petition from citizens of DeKalb County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

INTRODUCTION OF RESOLUTIONS.

By Mr. Holman, House Joint Resolution No. 29, To appoint joint committee to investigate office of Secretary of State.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 9, 49, 58, 96, 106, 118, 120, 128, 140, 144, 145, 146 and 165, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

ANNOUNCED.

The Speaker announced that he had appointed Messrs. Lane, Muse, Kenney, Schubert and Puryear a committee, as authorized under House Resolution No. 35, to investigate railroad rates.

Under Senate Joint Resolution No. 18, To investigate the books of the State Game Warden, the Speaker announced the appointment of Messrs. Holman, Lane and Chestnut as committee on part of the House.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 15, 51 and 101 for the signature of the Speaker of the House.

THOMAS, *Clerk*.

INTRODUCTION OF BILLS.

By Mr. Cooper of White, House Bill No. 337, To enlarge powers of White County Court.

Passed first reading.

By Mr. Holman, House Bill No. 338, To authorize Trustees of Fayette Academy to sell real estate.

Passed first reading.

By Mr. Holman, House Bill No. 339, To amend charter of Fayetteville.

Passed first reading.

By Mr. Kinsland, House Bill No. 340, To create new school district in Grainger County.

Passed first reading.

By Mr. Lane (by request), House Bill No. 341, To appoint Confederate Pension Commission.

Passed first reading.

By Davidson County Delegation, House Bill No. 342, To repeal Act providing for turnpike bonds.

Passed first reading.

By Davidson County Delegation, House Bill No. 343, To authorize certain cities to establish work-houses and fix regulations for same.

Passed first reading.

By Davidson County Delegation, House Bill No. 344, To repeal Act to authorize certain cities to select Turnpike Superintendents.

Passed first reading.

By Davidson County Delegation, House Bill No. 345, To establish turnpike board in Davidson County.

Passed first reading.

By Davidson County Delegation, House Bill No. 346, To authorize Turnpike Superintendent in Davidson to appoint an assistant superintendent.

Passed first reading.

By Mr. McElroy (by request), House Bill No. 347, To amend Act to provide for organization of corporations.

Passed first reading.

By Mr. Neal, House Bill No. 348, To promote and provide for construction of public highways.

Passed first reading.

By Mr. Sneed, House Bill No. 349, To amend Act providing for creation of municipalities.

Passed first reading.

By Mr. Cunningham, House Bill No. 350, To amend Act providing for regulation of corporations.

Passed first reading.

By Mr. Cummings, House Bill No. 351, To violate transfer of real estate by foreign companies.

Passed first reading.

By Messrs. Benham *et al*, House Bill No. 352, To amend Act for assessing street railway and interurban property.

Passed first reading.

By Mr. Perry, House Resolution No. 40, To extend sympathy to Hon. J. W. Rowan in his illness.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 9, 144, 118, 128, 140, 96, 120, 146, 165, 58, 49, 106 and 145.

Also Senate Bills Nos. 15, 51 and 101.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 109, To authorize distribution of pamphlets containing plans for school buildings; Senate Bill No. 124, To require common carriers to settle all claims promptly; Senate Bill No. 134, To authorize Chattanooga to issue bonds for water works; Senate Bill No. 155, To authorize Rutherford, in Gibson County, to issue school bonds; Senate Bill No. 162, To authorize certain cities to condemn property; Senate Bill No. 167, To authorize Nashville to issue water bonds; Senate Bill No. 219, To redistrict McMinn County; all passed by the Senate.

THOMAS, *Clerk*.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 44, To sell Livingston Academy.

Passed first reading.

Senate Bill No. 91, To validate ordinance passed by certain cities.

Passed first reading.

Senate Bill No. 59, To authorize cemetery companies to dispose of land.

Passed first reading.

Senate Bill No. 95, To amend Act relating to beneficiary death.

Passed first reading.

Senate Bill No. 97, To authorize Superintendents of Public Schools to provide separate school fund books for trustees.

Passed first reading.

Senate Bill No. 124, To require common carriers to settle claims for losses in reasonable time.

Passed first reading.

Senate Bill No. 134, To allow Chattanooga to issue water-works bonds.

Passed first reading.

Senate Bill No. 109, To authorize Department of Public Instruction to prepare pamphlets of plans for construction of rural school buildings.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 26, To increase salary of Governor.

Passed second reading and referred to Committee on Finance, Ways and Means.

Senate Bill No. 40, To regulate sale of liquor in certain counties.

Passed second reading and referred to Committee on Liquor Traffic.

Senate Bill No. 62, To provide system of highways for Wilson County.

Passed second reading and referred to Committee on Public Roads.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 27, To create a school district in Civil District No. 19, of Gibson County, and House Bill No. 53, to create School District No. 27 in Gibson County, both passed by the Senate.

Also to return House Bill No. 70, To change line between Davidson and Rutherford Counties, rejected on its first reading by the Senate.

Also to return House Joint Resolution No. 28, To appoint committee to refurnish the House and Senate, concurred in by the Senate.

THOMAS, *Clerk.*

Mr. Dixon moved, That when the House adjourn, it adjourn at 4 P. M. until 10 o'clock to-morrow morning.

The motion prevailed.



RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 19, To appoint a committee to refurnish hall of House of Representatives and Senate.

The House concurred in the resolution.

A motion to reconsider was tabled.

ON SENATE AMENDMENTS.

House Joint Resolution No. 17, To fix time for Legislative recess, was taken up on Senate amendments.

Mr. Dixon moved that the House concur in Senate amendments. The motion failed.

Mr. MacFarland moved, That the House non-concur in the Senate amendments.

A motion to non-concur prevailed.

House Bill No. 125, To increase salary of Perry County Judge, was taken up on Senate amendments.

Mr. Wiggs moved that the House concur in the Senate amendments.

The motion prevailed.

HOUSE BILLS ON SECOND READING.

House Bill No. 305, To declare unlawful violation of certain contracts.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 306, To appropriate money to State Fair.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 307, To allow farmers to make contracts with merchants and warehousemen.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 308, To make claims of attending physicians preferred claim.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 309, To license emigration agents.

Passed second reading and referred to Committee on Labor.

House Bill No. 310, To require label on goods sold by weight.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 311, To enforce attendance at public schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 312, To create school district in Sequatchie County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 313, To amend road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 314, To re-establish office of Transfer Warden at Penitentiary.

Passed second reading and referred to Penitentiary Committee.

House Bill No. 315, To regulate the employment of child labor.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 316, To make eight hours per day working day for common laborers.

Passed second reading and referred to Committee on Labor.

House bill No. 317, To require life insurance companies to invest part of their assets in this State.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 318, To regulate banks and banking.

Passed second reading and referred to Committee on Banks.

House Bill No. 319, To regulate collection of statistics of births and deaths in Tennessee.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 320, To provide for attorneys' fees for laborers *et als.* for wages.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 321, To allow Nashville to issue park bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 322, To allow Covington to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 323, To regulate investment of funds for life insurance companies.

Passed second reading and referred to Committee on Insurance Building and Loans.

House Bill No. 324, To amend Act relative to practice of dentistry.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 325, To amend Act incorporating Big Sandy.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 326, To extend corporate limits of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 327, To amend Act for formation of corporation.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 328, To enact law for prevention of corruption in politics.

Passed second reading and referred to Committee on Elections.

House Bill No. 329, To protect land owners who have land in a common inclosure.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 330, To incorporate Cumberland Furnace.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 331, To amend Act changing corporate limits of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 332, To regulate demurrage in storage of live stock and freight.

Passed second reading and referred to Committee on Railroads.

House Bill No. 333, For relief of Trousdale County and Trustee of same.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 334, To authorize Smith County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 335, To amend Dyer County game law.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 336, To allow certain water companies to exercise right of eminent domain.

Passed second reading and referred to Committee on Municipal Affairs.

#### TO SET SPECIAL ORDER.

Senate Bill No. 2, To prevent gambling on horse racing.

Mr. McElroy moved to make a special order for 11 o'clock February 5.

The motion prevailed.

Mr. McElroy moved that Senate Bill No. 151 be taken up immediately after Senate Bill No. 2 to-morrow.

The motion prevailed.

Mr. Dixon called up House Bill No. 75, To more equitably dis-

tribute public school taxes, and moved that the same be made a special order for 10:30 A. M., February 6.

The motion prevailed.

Mr. McElroy moved that House Bill No. 241, To regulate shipment of intoxicating liquors in State, be made special order for 10 o'clock A. M. February 7.

Mr. Benham moved to postpone indefinitely.

A motion to table the motion to postpone prevailed by the following vote:

Ayes.....	65
Noes.....	19

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Miller of Monroe, Miller of Tipton, Mitchell, Neal, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tatum, Thompson, Travis, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—65.

Representatives voting no were: Messrs. Benham, Carden, Chestnut, Cummings, Dixon, Garnett, Groner, Hall, Harris, Johnson, Lane, Montgomery, Morris, Muse, Poston, Stainback, Waddell, White and Worley—19:

Mr. McElroy called for the previous question on motion to make special order.

The call was sustained.

Whereupon the motion to make the bill special order for 11 o'clock A. M. February 7 prevailed.

Senate Bill No. 60, To amend Act to grant charter to water companies.

Passed third reading.

A motion to reconsider was tabled.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 194, To create school district in Unicoi County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 265, To incorporate Maryville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 115, To segregate saloon area in the city of Nashville.

On motion, Senate Bill No. 96, on same subject, was substituted for House Bill.

Thereupon Senate Bill No. 96 passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 289, To redistrict McMinn County.

On motion, Senate Bill No. 219, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 256, To create school district in Cannon and Rutherford Counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 267, To authorize Greeneville to issue bonds.

Passed third reading by the following vote:

Ayes.....	77
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garnett, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Thrasher, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—77.

A motion to reconsider was laid on the table.

House Bill No. 114, To amend Act creating Jury Commission for Williamson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 294, To allow Memphis Board of Education to issue school bonds.

Passed third reading by the following vote:

Ayes.....	75
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew,

Boucher, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of White, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—75.

A motion to reconsider was laid on the table.

House Bill No. 231, To establish State Board of Embalmers.

Mr. Scott moved to amend by providing the Act shall not apply to cities of 35,000 inhabitants.

Mr. Benham moved to table.

The motion to table prevailed.

Thereupon the bill passed third reading by the following vote:

Ayes .....	54
Noes .....	23

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Brooks, Campbell, Carden, Chestnut, Cummings, Dickens, Dixon, Everett, Galloway, Garnett, Groner, Hall, Hardin, Harris, Hartley, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, Miller of Tipton, Mitchell, Montgomery, Morris, Neeley, Peay, Perry, Rambo, Richmond, Sampson, Sneed, Stainback, Tatum, Thompson, Travis, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Armitage, Baldrige, Cooper, Dunavant, Dyer, Edens, Hartley, Horton, Kenney, Knowles, MacFarland, Miller of Monroe, Murray, Neal, Poston, Puryear, Royston, Scott, Smith, Thomas, Walker, White, Wiggs—23.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

TUESDAY, FEBRUARY 5, 1907.

THIRTIETH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. J. A. Sharp, of Knoxville.

On a call of the roll, 96 members were found to be present.

Members absent: Messrs. Gordon, Kinsland and Rowan.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Charitable Institutions have examined House Bill No. 131 and recommend same for passage; also House Bill No. 65 and recommended for rejection.

WILKERSON, *Chairman*.

MR. SPEAKER: Your Committee on Judiciary returns House Bills Nos. 282, 296 and 297, all recommended for passage; also Senate Bill No. 58, recommended for passage; also House Bill No. 295, recommended for rejection; also House Bills Nos. 104 and 272 are recommended for withdrawal.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Education, to whom was referred House Bill No. 266, have carefully considered same and recommend it for passage.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommended for passage House Bills Nos. 325, 326, 331, with amendment, 263, 275, 336; and No. 254 for withdrawal.

CARDEN, *Chairman*.

INTRODUCTION OF RESOLUTIONS.

By Mr. MacFarland, House Resolution No. 41, To retain Z. P. Lee, doorkeeper of the House, during recess to look after the mail of the House.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Meadows moved to table.

The motion to table failed.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 29 and House Bills Nos. 194, 267 and 114, and find same correctly engrosed and ready for transmission to the Senate; also House Resolutions Nos. 39 and 40 and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### HOUSE BILLS ON FIRST READING.

By Mr. Burkhalter, House Bill No. 353, To amend Act incorporating McKenzie.

Passed first reading.

By Shelby County Delegation, House Bill No. 354, To create office of County Auditing Attorney.

Passed first reading.

By Mr. Carden, House Bill No. 355, To incorporate Hill City.

Passed first reading.

By Mr. Fielder, House Bill No. 356, To enlarge powers of Poor House Commissioners in certain counties.

Passed first reading.

By Mr. Garrison, House Bill No. 357, To change time of meeting of Cumberland County.

Passed first reading.

By Mr. Garrison, House Bill No. 358, To change time of holding Quarterly Court of Cumberland County.

Passed first reading.

By Mr. Lockert, House Bill No. 359, To prohibit sale of Coca-Cola.

Passed first reading.

By Mr. Lane, House Bill No. 360, To authorize county and municipal authorities to contract for prisoners.

Passed first reading.

By Mr. Neeley, House Bill No. 361, To create school district in Rutherford County.

Passed first reading.

By Mr. Scott, House Bill No. 362, To authorize certain Judges to interchange and define powers of jurisdiction.

Passed first reading.

By Mr. Webb, House Bill No. 363, To declare business of signing bail bonds in certain cases privilege and fix tax on them.



Passed first reading.

By Mr. Webb, House Bill No. 364, To regulate business of signing bail bonds.

Passed first reading.

By Davidson County Delegation, House Bill No. 365, To repeal Act creating Turnpike Commissioners for Davidson County.

Passed first reading.

By Davidson County Delegation, House Bill No. 366, To authorize Davidson County to contract with banks for interest on its funds and other duties.

Passed first reading.

By Mr. York, House Bill No. 367, To abolish charter of Oneida.

Passed first reading.

By Messrs. Cooper of Shelby and Gill, House Bill No. 368, To facilitate working of turnpikes with convicts in Shelby County.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 117, To allow Campbell County to issue bonds.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 109, To authorize distribution of pamphlets containing plans for school buildings.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 134, To authorize Chattanooga to issue bonds for waterworks.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 124, To require common carriers to settle claims promptly.

Passed second reading and referred to Committee on Railroads.

Senate Bill No. 95, To amend law as to death of beneficiary.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 91, To validate ordinance passed by certain cities.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 97, To provide record books for County Trustees to preserve school fund.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 59, To authorize cemetery companies to sell certain property.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 44, To authorize sale of Livingston Academy.

Passed second reading and referred to Committee on Education and Common Schools.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Speaker has appointed on the part of the Senate, under House Joint Resolution No. 28, To furnish the Senate and House, Messrs. Talbert and Ewing.

THOMAS, *Clerk.*

#### COMMITTEE APPOINTED.

The Speaker announced that he had appointed on part of the House, under House Joint Resolution No. 28, To furnish Senate chamber and House of Representatives, Messrs. Howland, Benham and Burkhalter.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 337, To enlarge powers of White County Court.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 338, To authorize trustees of Fayette Academy to sell real estate.

Passed second reading and referred to Committee on Education.

House Bill No. 339, To amend charter of Fayetteville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 340, To create school district in Grainger County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 341, To appoint additional Confederate Pension Commissioner.

Passed second reading and referred to Committee on Pensions.

House Bill No. 342, To repeal Act providing for turnpike bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 343, To allow Nashville to establish work-house and fix regulation for same.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 344, To repeal Act allowing certain counties to select Turnpike Superintendent.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 345, To establish turnpike board in Davidson County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 346, To authorize appointment of Assistant Superintendent of Turnpikes in Davidson County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 347, To amend Act providing for organization of corporations.

Passed second reading and referred to Committee on Incorporations.

House Bill No. 348, To provide for and promote construction of public highways.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 349, To amend Act providing for creation of municipalities.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 350, To amend Act providing for organization of corporation.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 351, To validate transfer of real estate by foreign corporations.

Passed second reading and referred to Committee on Incorporation.

House Bill No. 352, To amend Act providing for assessment of street and interurban railways.

Passed second reading and referred to Committee on Finance, Ways and Means.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 58, To authorize stockholders in corporation to vote their stock by proxy.

Passed third reading by the following vote:

Ayes .....	90
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew,

Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—90.

A motion to reconsider was laid on the table.

#### HOUSE BILLS ON FIRST READING.

By Mr. Lipscomb, House Bill No. 369, To abolish charter of Columbia.

Passed first reading.

By Mr. Lipscomb, House Bill No. 370, To abolish charter of Mt. Pleasant.

Passed first reading.

By Messrs. Cooper of Shelby and Gill, House Bill No. 371, To authorize issuance of bonds for Shelby County court house.

Passed first reading.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 28, and find same to be correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 28 and House Resolutions Nos. 39 and 40.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 60 and 96, and Senate Joint Resolution No. 19, for the signature of the Speaker of the House. I am also directed to return House Joint Resolution No. 17, To fix date of Legislature recess, the Senate refusing to recede from its amendments thereto and ask

for a committee of conference. Committee on the part of the Senate, Messrs. Foust and Ewing. THOMAS, *Clerk*.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 60 and 96. Also Senate Joint Resolution No. 19.

BY CONSENT.

Mr. Schubert, by consent, introduced House Joint Resolution No. 30, To authorize appointment of committee to investigate insurance conditions and draft laws of same.

On motion, the rules were suspended for the consideration of the resolution.

Mr. McElroy moved to amend by making number of committee three from House and three from Senate.

SPECIAL ORDER.

Pending further consideration of House Joint Resolution No. 30, the hour of 11 o'clock having arrived, the time set for the consideration of Senate Bill No. 2, To prevent gambling on race horses, the bill was taken up and read by the Clerk.

Mr. Puryear moved to amend by striking out the words, "from and after its passage," in line 2 of Section 3, and substituting therefor the words "June 1, 1907."

Mr. Dixon moved to table the amendment.

The motion to table prevailed by the following vote:

Ayes .....	49
Noes .....	44

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Cooper of White, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Gallo-way, Garrison, Garnett, Hartley, Hassell, Horton, Householder, Howell, Jackson, Jestes, Kenney, Knowles, May, McElroy, Mac-Farland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Royston, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Travis, Walker, Webb, Wilkerson—49.

Representatives voting no were: Messrs. Armitage, Baldrige, Benham, Brooks, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Edwards, Fielder, Groner, Hall, Har-din, Harris, Holman, Howland, Hudson, Johnson, Lane, Largent, Lipscomb, Lockert, Matthews, Montgomery, Morris, Muse, Pos-ton, Puryear, Richmond, Sampson, Schubert, Shea, Stainback,

Thomas, Thompson, Waddell, White, Wiggs, Worley, York and Mr. Speaker Cunningham—44.

Mr. Benham moved to amend Section 1 by striking out the following, "and imprisoned in the county work house for a period of not less than six nor more than twelve months."

Amend Section 2 by striking out "and imprisoned in the county work house for a period of not less than three months nor more than twelve months.

Mr. Dixon moved to table the amendment.

The motion to table prevailed by the following vote:

Ayes .....	77
Noes .....	13

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Gill, Harris, Hartley, Has-sell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Rambo, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—77.

Representatives voting no were: Messrs. Benham, Candler, Carden, Chestnut, Cooper of Shelby, Groner, Hall, Hardin, Montgomery, Morris, Poston, Puryear, Schubert, Waddell—14.

Mr. Cummings moved to amend by striking out the words "from and after its passage" in line 2 of Section 3 and substituting therefor the words "May 15, 1907."

The amendment was rejected.

Mr. Benham moved to amend by striking out "from and after its passage" and inserting "ninety days from its passage."

The amendment was rejected by the following vote:

Ayes .....	42
Noes .....	50

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Brooks, Candler, Carden, Cooper of Shelby, Corn, Cummings, Edwards, Fielder, Groner, Hall, Hardin, Harris, Holman, Hudson, Johnson, Lane, Largent, Lipscomb, Marr, Matthews, Montgomery, Morris, Muse, Poston, Puryear, Richmond, Sampson, Schubert, Shea, Stainback, Thomas, Thompson,

Waddell, Walker, White, Wiggs, Worley, York and Mr. Speaker Cunningham—42.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jests, Kenney, Knowles, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Royston, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Travis, Webb, Wilkerson—50.

Mr. Cooper moved to amend by striking out "from and after its passage" and inserting "sixty days after its passage."

The amendment was rejected by the following vote:

Ayes .....	43
Noes .....	50

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Brooks, Carden, Cooper of Shelby, Corn, Cummings, Dickens, Edwards, Fielder, Groner, Hall, Hardin, Harris, Holman, Hudson, Johnson, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, Montgomery, Morris, Muse, Poston, Puryear, Richmond, Samrson, Schubert, Shea, Stainback, Tatum, Thomas, Thompson, Waddell, Walker, Wiggs, Worley, York and Mr. Speaker Cunningham—43.

Representatives voting no were: Messrs. Askew, Benham, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jests, Kenney, Knowles, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Royston, Scott, Smith, Sneed, Tallant, Thrasher, Travis, Webb, White, Wilkerson—50.

Mr. Worley moved to adjourn until 10 o'clock to-morrow morning.

The motion failed by the following vote:

Ayes .....	33
Noes .....	56

Representatives voting aye were: Messrs. Armitage, Benham, Brooks, Candler, Carden, Cooper of Shelby, Corn, Cummines, Edwards, Fielder, Groner, Hall, Hardin, Harris, Holman, Hudson, Johnson, Kenney, Lane, Marr, Montgomery, Morris, Poston,

Puryear, Richmond, Schubert, Shea, Stainback, Thompson, Waddell, Wilkerson, Worley and Mr. Speaker Cunningham—33.

Representatives voting no were: Messrs. Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hartley, Hassell, Horton, Householder, Howland, Jackson, Jestes, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Muse, Neal, Neeley, Peay, Perry, Rambo, Royston, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Travis, Walker, Webb, White, Wiggs and York—56.

Mr. Cooper of Shelby moved to adjourn until 2:30 today.  
The motion failed by the following vote:

Ayes .....	38
Noes .....	52

Representatives voting aye were: Messrs. Benham, Candler, Carden, Cooper of Shelby, Corn, Cummings, Dickens, Edwards, Fielder, Groner, Hall, Hardin, Harris, Holman, Hudson, Johnson, Kenney, Knowles, Lipscomb, Marr, Matthews, Montgomery, Morris, Muse, Poston, Puryear, Richmond, Schubert, Scott, Shea, Stainback, Thompson, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—38.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Galloway, Garrison, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Knowles, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Royston, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Travis, Walker, Webb, York—52.

Mr. Dixon called for the previous question on the passage of the bill.

The call was sustained by the following vote:

Ayes .....	67
Noes .....	26

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Garnett, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Knowles,



Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Rambo, Royston, Sampson, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, York—67.

Representatives voting no were: Messrs. Benham, Candler, Carden, Cooper of Shelby, Corn, Cummings, Edwards, Fielder, Groner, Hall, Hardin, Harris, Holman, Johnson, Lane, Lockert, Marr, Montgomery, Morris, Poston, Puryear, Richmond, Schubert, Shea, Stainback, Waddell and Mr. Speaker Cunningham—26.

Thereupon the bill passed third reading by the following vote:

Ayes .....	92
Noes .....	3

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—92.

Representatives voting no were: Messrs. Hardin, Montgomery and Puryear—3.

A motion to reconsider was laid on the table.

#### APPOINTMENT OF CONFERENCE COMMITTEE.

The Speaker announced as conference committee on the part of the House under House Joint Resolution No. 17, Messrs. Hall and Carden.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bill No. 158, To create school district out of parts of Cannon and Rutherford Counties, passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 97, To authorize Mountain City to issue bonds, and House Bill No. 184, To allow Warren County to vote on fence law, both substituted for Senate bills on same subject and passed by Senate. Also to return House Joint Resolution No. 28, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, FEBRUARY 6, 1907.

THIRTY-FIRST DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 97 members were found to be present.

Members absent: Messrs. Rowan and Wilkerson, who were excused.

On motion, the reading of the Journal of Tuesday's proceedings was dispensed with.

UNFINISHED BUSINESS.

The unfinished business of the previous session, being consideration of Senate Bill No. 151, To prevent gambling on race horses, the bill was taken up and read by the Clerk.

Mr. Dixon moved that the bill be placed upon third and final passage.

The motion prevailed.

Thereupon the bill passed third reading by the following vote:

Ayes .....	81
Noes .....	3

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant,

Dyer, Edens, Everett, Fielder, Galloway, Garnett, Gordon, Groner, Hall, Harris, Hartley, Hassell, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—81.

Representatives voting no were: Messrs. Hardin, Montgomery and Puryear—3.

A motion to reconsider was laid on the table.

#### RESOLUTIONS LYING OVER.

House Joint Resolution No. 30, To appoint committee to investigate insurance conditions.

Mr. McElroy moved to amend by striking out words, "Five from House and five from Senate" and inserting "Four from House and three from Senate."

Amend by striking out "Chairman of Committees from two Houses;" amend by striking out last clause of resolution.

Mr. Gordon moved to amend the amendment by making the number of committees three from the House and two from the Senate.

The amendment to the amendment was adopted.

Thereupon the amendment as amended was adopted. Thereupon the resolution as amended was adopted.

A motion to reconsider was laid on the table.

House Bill No. 185, To provide mansion for the Governor.

The time having arrived for special order, the same being House Bill No. 75, on motion, action was postponed until House Bill No. 185 was disposed of.

Thereupon House Bill No. 185 passed the third reading by the following vote:

Ayes .....	53
Noes .....	38

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cummings, Dixon, Donaldson, Drummond, Edens, Edwards, Fielder, Garrison, Gill, Gordon, Groner, Harris, Hartley, Horton, Householder, Howland, Hudson, Jackson, Johnson, Jestes, Kenney, Lockert, Marr, Matthews, May, Morris,

Murray, Neal, Peay, Puryear, Royston, Schubert, Shea, Sneed, Tallant, Thrasher, Thompson, Waddell, Walker, White, Worley, York and Mr. Speaker Cunningham—53.

Representatives voting no were: Messrs, Boucher, Bradley, Burkhalter, Cooper of White, Corn, Dickens, Dunavant, Dyer, Everett, Galloway, Garnett, Hall, Hassell, Howell, Knowles, Largent, Lipscomb, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neeley, Perry, Poston, Rambo, Richmond, Sampson, Scott, Smith, Tatum, Thomas, Travis, Webb, Wiggs—38.

Mr. Gordon moved to reconsider.

Mr. Marr moved to table.

The motion to table prevailed.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 24, To amend Act of 1905, as to surplus in State Treasury for school purposes; Senate Bill No. 74, To provide for clerical hire for the Supreme Court Judges; Senate Bill No. 114, To protect owners of land within a common inclosure from trespassing animals; Senate Bill No. 220, To provide for participation of Tennessee in Jamestown Exposition. All passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 41 and House Bills Nos. 27, 184, 53, 125, 97 and 109, and find same correctly enrolled and ready for the signature of the Speaker; also House Bills Nos. 294, 256 and 231, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### SPECIAL ORDER.

The hour having arrived for the consideration of House Bill No. 75, To provide for more equitable distribution of public school funds, the bill was taken up and read by the Clerk.

Pending further consideration of the bill, the following messages were received:

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor I herewith present to you House Bills Nos. 18, 26 and 98, House Joint Resolutions Nos. 27 and 28, all of which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

MR. SPEAKER: By direction of the Governor I herewith transmit for your consideration report of the Insurance Commission of the State, dealing with the subjects of life and fire insurance and containing the recommendation as to the legislation before you.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 184, 109, 97, 27, 53 and 125, and House Resolution No. 41.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 19, To amend charter of Huntingdon, passed by the Senate; also to return House Bill No. 73, To amend Text Book Commission of 1899, amended and passed by the Senate; also to return House Joint Resolution No. 29, To investigate the office of Secretary of State, concurred in by the Senate; also to return House Bills Nos. 27, 53, 97, 109, 125, 184, 165, 9, 49, 58, 96, 106, 118, 120, 128, 140, 144, 146, 145, signed by the Speaker of the Senate; also to transmit Senate Bills Nos. 2, 58, 219, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

COMMITTEE ON ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 30 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 2, 58, 219.

Mr. Shea moved to adjourn until 2:30 P. M. to-day.  
The motion prevailed.

### AFTERNOON SESSION.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

#### REPORT FROM THE CONFERENCE COMMITTEE.

MR. SPEAKER: Your Conference Committee appointed to consider the difference existing between the Senate and House of Representatives on House Joint Resolution No. 17, To fix the time of taxing recess, beg leave to report that we cannot agree and ask that another committee be appointed.

A. G. EWING,

J. L. FOUST,

*On part of the Senate;*

J. MESSICK HALL,

F. S. CARDEN,

*On part of the House.*

Mr. Gordon moved that the House recede from its former position and concur in the Senate amendments.

Mr. Benham moved to table.

The motion to table failed by the following vote:

Ayes .....	23
Noes .....	56

Representatives voting aye were: Messrs. Benham, Cooper of White, Edens, Edwards, Hall, Hardin, Harris, Hudson, Jests, Johnson, Largent, Matthews, Meadows, Montgomery, Morris, Muse, Poston, Puryear, Smith, Stainback, Tallant, Thrasher and Mr. Speaker Cunningham—23.

Representatives voting no were: Messrs. Baldrige, Boucher, Bradley, Brooks, Campbell, Candler, Chestnut, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Dyer, Everett, Fielder, Galloway, Garnett, Gordon, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Kenney, Knowles, Lane, Lipscomb, Lockert, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neal, Neeley, Peay, Perry, Rambo, Richmond, Royston, Scott, Tatum, Thrasher, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Worley, York—56.

Thereupon the motion was adopted and the House concurred in the Senate amendments.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to return House Bill No. 84, To regulate the practice of optometry; House Bill No. 93, To amend charter of Greeneville; House Bill No. 116, To repeal Act to allow certain County Courts to furnish Trustee office help; House Bill No. 180, To create school district No. 20 in Crockett County; House Bill No. 181, To create school district No. 35 in Gibson County; House Bill No. 205, To provide stock law for certain counties; all passed by the Senate.

Also to return House Bill No. 147, To incorporate Spring City; House Bill No. 148, To create school district No. 5 in Rhea County, both substituted for Senate Bills on the same subject and passed by the Senate; also to return House Joint Resolution No. 30, To investigate insurance matters, concurred in by the Senate.

THOMAS, *Clerk.*

UNFINISHED BUSINESS.

The unfinished business of the previous session being consideration of House Bill No. 75, To more equitably distribute the public school funds, the House resumed consideration of the same.

Mr. Gordon called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote.

Ayes .....	55
Noes .....	39

Representatives voting aye were: Messrs. Armitage, Baldridge, Bradley, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Corn, Dickens, Dixon, Donaldson, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gordon, Hardin, Hartley, Horton, Householder, Howell, Hudson, Jestes, Kinsland, Knowles, Lockert, May, McElroy, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Murrav, Neal, Neeley, Poston, Richmond, Royston, Sampson, Scott, Smith, Tallant, Thrasher, Tatum, Thomas, Walker, White, Wiggs, Worley and York—55.

Representatives voting no were: Messrs. Askew, Benham, Boucher, Carden, Chestnut, Cooper of Shelby, Cummings, Drummond, Dunavant, Galloway, Gill, Groner, Hall, Harris, Hassell, Howland, Jackson, Kenney, Lane, Largent, Lipscomb, Marr, Mat-

thews, MacFarland, Miller of Tipton, Muse, Peay, Perry, Puryear, Rambo, Shea, Sneed, Stainback, Thompson, Travis, Waddell, Webb and Mr. Speaker Cunningham—39.

Mr. Scott moved to reconsider.

Mr. Gordon moved to table the motion to reconsider.

The motion to table prevailed.

#### EXPLANATION.

I vote for this bill because I don't think the State has a right to levy a tax on any particular county for the county's own use and benefits, but that the State exhausts its rights when it levies taxes for the State.

W. T. FIELDER.

MR. SPEAKER: I desire to enter on record my protest against the passage of the Baldridge (House Bill No. 75) bill. I was out of the House answering a message from Knoxville on the Knox County Judgeship when the vote was taken. Had I been present I would have voted no.

COTTRELL.

Mr. Chestnut moved that House Bill No. 266 be made special order for 10 A. M., February 7.

The motion failed.

#### PETITIONS AND MEMORIALS.

By Mr. Lipscomb, Petition from citizens of Maury County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Travis, Petitions from citizens of Coffee County asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Gordon, House Joint Resolution No. 31, To authorize committee to investigate railroad rates to summons witnesses.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Worley, House Resolution No. 42, To authorize the Engrossing Clerk and assistants to remain during recess to finish work.

On motion, the rules were suspended for the consideration of the resolution.



Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Howland, House Resolution No. 43, To authorize printing 300 copies of House Bill No. 318, To regulate banking.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 140, To promote and provide for construction of highways in this State. Passed by the Senate.

THOMAS, *Clerk.*

By Mr. Bradley and Mr. Puryear, House Joint Resolution No. 32, To authorize Committee to refurnish the Hall of the House of Representatives and the Senate to refurnish the office of the Governor.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Agriculture reports that it has considered House Bill No. 111, and recommends same for passage, and recommends House Bill No. 255 for the table.

BRADLEY, *Chairman.*

MR. SPEAKER: Your Judiciary Committee returns House Bill No. 270, recommended for passage, with committee amendment.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on Public Roads return House Bill No. 348, and recommend that it be referred to the Committee on Liquor Traffic.

MEADOWS, *Chairman.*

MR. SPEAKER: Your Committee on Municipal Affairs recommend House Bill No. 280, with amendments, for passage.

CARDEN, *Chairman.*

MR. SPEAKER: Your Committee on Education, to whom were referred House Bills Nos. 312, 338 and 340, have examined same and recommend them for passage. PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Railroads beg leave to report that they have considered House Bills Nos. 74 and 284, and recommend them for passage with the accompanying committee amendments.

Your committee further report that they recommend that House Bills Nos. 51 and 332 be referred to the sub-committee appointed by the Speaker heretofore to take proof and report as per resolution adopted by the House.

GEO. R. KENNEY, *Chairman*.

#### INTRODUCTION OF BILLS.

By Mr. Scott, House Bill No. 372, To create school district in Henderson County.

Passed first reading.

By Mr. Scott, House Bill No. 373, To create school district in Henderson County.

Passed first reading.

By Mr. Gordon, House Bill No. 374, To issue permits on grants already made.

Passed first reading.

By Mr. Dyer *et als.*, House Bill No. 375, to fix time of holding courts in Fifth Judicial District.

Passed first reading.

By Shelby County Delegation, House Bill No. 376, To repeal Chapter 345 of Acts of 1905.

Passed first reading.

By Mr. Shea, House Bill No. 377, To compensate G. P. Smith and W. B. Eldridge.

Passed first reading.

By Shelby County Delegation, House Bill No. 378, To modify and change the form of government in Memphis.

Passed first reading.

By Shelby County Delegation, House Bill No. 379, To provide for suitable care of pauper dead.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 380, To fix compensation of Justices of the Peace in Shelby County.

Passed first reading.

By Mr. Johnson, House Bill No. 381, To authorize Lenox to issue bonds.

Passed first reading.

By Mr. Johnson, House Bill No. 382, To require public printing to be done in the State.

Passed first reading.

By Mr. Fielder, House Bill No. 383, To create school district in Hickman County.

Passed first reading.

By Mr. Hassell, House Bill No. 384, To incorporate Medina.

Passed first reading.

By Mr. May, House Bill No. 385, To provide for railroad crossings in certain counties.

Passed first reading.

By Mr. Worley, House Bill No. 386, To provide for railroad crossings in certain counties.

Passed first reading.

By Mr. Tatum, House Bill No. 387, To create school district in Dyer County.

Passed first reading.

By Mr. Hudson, House Bill No. 388, To incorporate White Bluff.

Passed first reading.

By Mr. Dunavant, House Bill No. 389, To make unlawful to get goods by false promises.

Passed first reading.

By Mr. Horton, House Bill No. 390, To amend banking Act and authorize Comptroller of Treasury to appoint Bank Examiner.

Passed first reading.

By Mr. Murray, House Bill No. 391, To provide for clearing out of Beaver Creek.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 24, To amend Act providing for distribution of school funds.

Passed first reading.

Senate Bill No. 74, To provide for clerk hire to Supreme Court Judges.

Passed first reading.

Senate Bill No. 114, To protect certain enclosed lands from trespassers.

Passed first reading.

SENATE BILLS ON SECOND READING.

Senate Bill No. 117, To authorize Campbell County to issue bonds for improvements.

Passed second reading and referred to Committee on Public Roads.

HOUSE BILLS ON SECOND READING.

House Bill No. 353, To amend Act incorporating McKenzie.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 354, To create office of County Auditing Attorney.

Passed second reading and referred to Committee on Judiciary

House Bill No. 355, To incorporate Hill City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 356, To enlarge powers of Poor House Commissioners in certain counties.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 357, To change time of holding Quarterly Court in Cumberland County.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 358, To change time of meeting of Cumberland County Revenue Commission.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 359, To prohibit sale of Coca-Cola.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 360, To authorize municipal authorities to contract for prisoners.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 361, To create school district in Rutherford County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 362, To authorize certain Judges to interchange and to authorize powers of jurisdiction.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 363, To declare the business of signing bail bonds a privilege and fix tax on the same.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 364, To repeal Act creating Davidson County Turnpike Commission.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 365, To repeal Act creating Davidson County Turnpike Commission.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 366, To allow Davidson County to contract with banks for interest on funds.

Passed second reading and referred to Committee on Banks.

House Bill No. 367, To abolish charter of Oneida.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 368, To facilitate working of turnpikes in Shelby County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 369, To abolish the charter of Columbia.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 370, to abolish the charter of Mt. Pleasant.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 371, To authorize issuance of bonds by Shelby County for court-house.

Passed second reading and referred to Committee on Finance, Ways and Means.

#### UNANIMOUS CONSENT.

Mr. York asked consent to withdraw House Bill No. 156, To authorize Campbell County to issue bonds.

The request was granted and the bill was withdrawn.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 280, To incorporate Park City, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was tabled.

House Bill No. 3, To create office of County Judge for Hawkins County.

Mr. Chestnut moved to amend by striking out the word "February" where it occurs and inserting "May."

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was tabled.

House Bill No. 192, To authorize women to practice law.

Passed third reading by the following vote:

Ayes .....	51
Noes .....	35

Representatives voting aye were: Messrs. Armitage, Benham, Candler, Chestnut, Cummings, Drummond, Dyer, Edens, Edwards, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hassell, Jackson, Jestes, Johnson, Kenney, Lane, Largent, Lockert, Marr, Matthews, Meadows, Miller of Tipton, Montgomery, Morris, Murray, Neal, Peay, Perry, Poston, Richmond, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Thomas, Thompson, Waddell, White, Wiggs, Worley and York—51.

Representatives voting no were: Messrs. Askew, Bradley, Burkhalter, Campbell, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Everett, Galloway, Hartley, Horton, Householder, Howland, Hudson, Knowles, Lipscomb, May, McElroy, Meadows, Miller of Monroe, Mitchell, Muse, Neeley, Puryear, Rambo, Tallant, Tatum, Travis, Walker, Webb and Mr. Speaker Cunningham—35.

Mr. Benham moved to reconsider.

Mr. Shea moved to table.

The motion to table prevailed.

House Bill No. 348, To promote and provide for the construction and building of public roads.

On motion, the bill was referred to Committee on Liquor Traffic.

Mr. Chestnut moved to make House Bill No. 266, To provide appropriation for school fund, special order for 2:30 P. M., Thursday, February 7, 1907.

The motion prevailed.

House Bill No. 303, To amend Shelby County school law.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 271, To provide road law for Obion County.

Mr. Kenney moved to amend by adding after the words "Federal census of 1900," "and any subsequent Federal census."

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 273, To incorporate Lynnville.

Passed third reading.

A motion to reconsider was tabled.

Mr. Neal moved to make House Bill No. 121, To appropriate money to the University of Tennessee, special order for 3 P. M., February 7.

The motion prevailed.

House Bill No. 161, To authorize Department of Public Instruction to prepare and distribute plans for construction of rural school buildings.

Senate Bill No. 109, on same subject, was substituted for House bill.

Thereupon the bill failed on third reading by the following vote:

Ayes .....	33
Noes .....	49

Representatives voting aye were: Messrs. Benham, Boucher, Candler, Cottrell, Dixon, Drummond, Dyer, Galloway, Hassell, Householder, Howland, Johnson, Lipscomb, Lockert, McElroy, Meadows, Miller of Tipton, Montgomery, Murray, Neal, Peay, Puryear, Rambo, Schubert, Shea, Sneed, Stainback, Thompson, Travis, Webb, Wiggs, Worley and York—33.

Representatives voting no were: Messrs. Armitage, Askew, Bradley, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Cummings, Dickens, Donaldson, Dunavant, Edens, Edwards, Everett, Fielder, Garnett, Gordon, Groner, Hardin, Harris, Hartley, Horton, Howell, Hudson, Jackson, Jestes, Kenney, Knowles, Lane, Largent, Marr, MacFarland, Miller of Monroe, Mitchell, Morris, Muse, Neeley, Perry, Poston, Richmond, Sampson, Scott, Smith, Tallant, Thrasher, Tatum, Thomas and Mr. Speaker Cunningham—49.

Mr. Fielder entered a motion on the Journal to reconsider.

House Bill No. 173, To enlarge powers of Carroll County Judge.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 336, To allow water companies to exercise right of eminent domain.

Passed third reading by the following vote:

Ayes .....	79
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gordon, Garnett, Hardin, Hartley, Hassell, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—79.

House Bill No. 79, To create jury commission for Warren County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 220, To create school district in Giles County.

Passed third reading.

A motion to reconsider was laid on the table.

#### REPORT OF SPECIAL COMMITTEE.

The Committee appointed under Senate Joint Resolution No. 18, To investigate the Department of Forestry, Fish and Game, submitted their report.

Mr. Chestnut moved that the report be received and referred to the Committee on Finance, Ways and Means.

The motion prevailed.

Mr. Cummings moved that House Bill No. 288, To appropriate money to Jamestown Exposition be made special order for Thursday, February 7, at 10:15 A. M.

The motion prevailed.

House Bill No. 234, To create a school district in Wilson County.

Passed third reading.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 10 o'clock to-morrow morning.



THURSDAY, FEBRUARY 7, 1907.

THIRTY-SECOND DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 95 members were found to be present.

Members absent: Messrs. Holman, Murray, Rowan and Sneed.

On motion, the reading of the Journal of Wednesday's proceedings was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 294, To authorize Board of Education of certain cities to issue bonds, substituted for Senate bill on same subject and passed by the Senate.

THOMAS, *Clerk.*

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Pensions recommended House Bill No. 214 for withdrawal.

LIPSCOMB, *Chairman.*

MR. SPEAKER: Your Judiciary Committee return with the following recommendation Senate Bills Nos. 23 and 84 for passage; House Bills Nos. 5, 13, 135, 199, 225 and 277 for passage; House Bill No. 230 to be referred to Committee on Finance, Ways and Means.

DIXON, *Chairman.*

By consent, House Bill No. 230, To create district auditors, was re-referred to the Committee on Finance, Ways and Means.

House Bill No. 168, To license plumbers, was re-referred to the Committee on Sanitation.

House Bill No. 293, To vest title of public roads in certain counties was re-referred to the Committee on Judiciary.

MR. SPEAKER: Your Committee on Labor, to which was referred House Bill No. 168, after carefully considering same, recommend that it be referred to the Committee on Sanitation.

W. H. JOHNSON, *Chairman.*

MR. SPEAKER: Your Committee on Education have carefully considered the following bills: Senate Bill No. 97 and House

Bill No. 361, and recommend same for passage. Also House Bill No. 311, which we recommend for rejection.

PEAY, *Chairman.*

MR. SPEAKER: House Bill No. 324 has been considered by the Sanitation Committee and is recommended for rejection. Also House Bill No. 163 was considered by the House Sanitation Committee and is recommended for passage.

D. L. HOWELL, *Chairman.*

MR. SPEAKER: Your Committee on Agriculture reports that it has considered House Bill No. 306, and recommended same for passage.

BRADLEY, *Chairman.*

MR. SPEAKER: Your Committee on Public Roads beg leave to report that they have examined House Bills Nos. 342, 344, 345, 346, 365, 368, 334, 337, 285 and 290, and recommend same for passage.

We have also examined House Bill No. 293, and recommend that it be referred to the Committee on Judiciary.

MEADOWS, *Chairman.*

#### SPECIAL ORDER.

The hour of 10:15 A. M., fixed for consideration of House Bill No. 288, To provide for exhibit at Jamestown Exposition, having arrived, the bill was taken up and read by the Clerk.

On motion, the House bill was amended so as to conform to the Senate bill on the same subject.

Thereupon the Senate Bill No. 220, on the same subject, was substituted for the House bill.

Mr. Dunavant moved to amend by striking out \$20,500 and inserting \$15,000.

Mr. Gordon moved to table the amendment.

The motion to table prevailed.

Pending further consideration of the bill, the hour having arrived for consideration of House Bill No. 241, on motion of Mr. McElroy action was deferred on same until House Bill No. 288 was disposed of.

Mr. Benham moved to amend clause in reference to appropriation for the exhibit by the D. A. R., by striking out "commission" and inserting "commissioners," who shall have control of the expenditure of \$750, and who shall use said money for packing, shipping, hauling and other incidental necessary ex-

penses for the proper exhibition of the relics of the D. A. R. of Tennessee.

The amendment was adopted.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bill No. 57, To create district in Henderson County.

Senate Bill No. 92, To authorize Hamilton County to issue school bonds.

Senate Bill No. 144, To declare privileged information gained by physicians in discharge of their duties.

Senate Bill No. 159, To amend charter of Nashville as to Chief of Police.

Senate Bill No. 163, To repeal charter of Livingston.

Senate Bill No. 164, To repeal charter of Livingston.

Senate Bill No. 170, To amend charter of Lewisburg.

Senate Bill No. 194, To fix time of holding court in the Fifth Judicial Circuit.

Senate Bill No. 190, To authorize Nashville to issue bonds for sidewalks, etc.

Senate Bill No. 196, To authorize certain counties to appropriate money for Humane Societies.

Senate Bill No. 206, To create Criminal Court for the Fifth Judicial Circuit.

All passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos. 42 and 43, and House Joint Resolutions Nos. 17, 29 and 30, and House Bill No. 158, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolutions Nos. 31 and 32, and House Bills Nos. 75, 185, 265 and 303, and find same correctly engrossed and ready for transmission to the Senate. WADDELL, *Chairman.*

Mr. McElroy called for the previous question on the passage of Senate Bill No. 220.

The call was sustained.

Thereupon House Bill No. 288 passed on third reading by the following vote:

Ayes.....	66
Noes.....	25

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Donaldson, Dunavant, Dyer, Edens, Fielder, Garrison, Gill, Gordon, Groner, Hall, Harris, Hartley, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Largent, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Peay, Poston, Puryear, Rambo, Richmond, Royston, Shea, Smith, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

Representatives voting no were: Messrs. Boucher, Bradley, Campbell, Cooper of White, Dickens, Dunavant, Edwards, Everett, Galloway, Garnett, Hardin, Hudson, Knowles, Lane, Lipscomb, MacFarland, Meadows, Miller of Monroe, Muse, Neeley, Perry, Sampson, Schubert, Scott, Thomas—25.

Mr. Gordon moved to reconsider.

Mr. Worley moved to table.

The motion to table prevailed.

#### EXPLANATION.

MR. SPEAKER: While I favor advertising our resources, when it can be done effectually and with a credit to our State, I do not believe that our State can be creditably represented in the short space of time in which to make the exhibit and with such a small sum, therefore I believe it to be inexpedient to make this appropriation.

MEADOWS.

The hour having arrived for consideration of House Bill No. 241, To prohibit the shipping of liquor into territory where its sale is unlawful, the bill was taken up.

Mr. Cummings moved to postpone action on House Bill No. 241 until 10:15 A. M. to-morrow.

Mr. Burkhalter moved to table.

The motion to table prevailed by the following vote:

Ayes.....	70
Noes.....	12

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Groner, Hall, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lips-

comb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Tallant, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—70.

Representatives voting no were: Messrs. Armitage, Candler, Carden, Cummings, Garnett, Harris, Marr, Peay, Poston, Schubert, Thompson, Worley—12.

Mr. McElroy moved to place the bill upon third and final reading.

Mr. Gordon moved to table.

The motion to table failed by the following vote:

Ayes.....	40
Noes.....	47

Representatives voting aye were: Messrs. Benham, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Edwards, Fielder, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Johnson, Lane, Lockert, Marr, Meadows, Mitchell, Montgomery, Morris, Poston, Puryear, Schubert, Scott, Shea, Tallant, Thomas, Thompson, Travis, Waddell, White, Wiggs, Worley and Mr. Speaker Cunningham—40.

Representatives voting no were: Messrs. Askew, Boucher, Brooks, Burkhalter, Campbell, Cooper of White, Cottrell, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hartley, Hassell, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Muse, Neal, Neeley, Peay, Perry, Rambo, Royston, Sampson, Smith, Thrasher, Tatum, Walker, Webb, Wilkerson, York—47.

Mr. Gordon moved to amend by providing that bill take effect from and after passage of Hepburn-Dolliver Bill.

Mr. Webb moved to table the amendment.

The motion to table prevailed by the following vote:

Ayes.....	57
Noes.....	34

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lipscomb, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe,

Mitchell, Neal, Neeley, Peay, Perry, Poston, Rambo, Royston, Sampson, Scott, Smith, Tallant, Thrasher, Tatum, Walker, Webb, Wilkerson, York—57.

Representatives voting no were: Messrs. Baldridge, Candler, Carden, Cooper of Shelby, Corn, Cummings, Dickens, Edwards, Gordon, Groner, Hall, Hardin, Harris, Hudson, Johnson, Lane, Largent, Lockert, Marr, Matthews, Meadows, Montgomery, Morris, Muse, Puryear, Schubert, Shea, Thompson, Travis, Waddell, White, Wiggs, Worley and Mr. Speaker Cunningham—34.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bill No. 46, To regulate the sale of manufactured articles passed by the Senate.

Also to return House Bill No. 92, To change line between 4th and 19th civil districts of Greene County.

Passed by the Senate.

Also to return House Joint Resolution No. 32, To refurnish office of the Governor concurred in by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 303, To provide more efficient management for schools of certain cities, tabled by the Senate on its first reading.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed House Joint Resolutions Nos. 17, 29, 30, House Resolutions Nos. 43 and 42, House Bill No. 158.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 158 and House Joint Resolutions Nos. 17, 29 and 30, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Mr. Dixon called for the previous question on the passage of the bill (H. B. 241).

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes.....	53
Noes.....	39

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Cot-

trell, Cummings, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Richmond, Royston, Sampson, Scott, Smith, Talant, Thrasher, Tatum, Walker, Webb, Wilkerson, York—53.

Representatives voting no were: Messrs. Baldrige, Benham, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Dickens, Dixon, Edwards, Fielder, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hudson, Johnson, Lane, Lockert, Marr, Meadows, Montgomery, Morris, Muse, Poston, Puryear, Schubert, Shea, Thomas, Thompson, Travis, Waddell, White, Wiggs, Worley and Mr. Speaker Cunningham—39.

Mr. Cummings entered on Journal a motion to reconsider.

#### EXPLANATION.

I do not think that this bill will do much good, but I think that the majority of my constituents favor it, therefore I vote for its passage.

JOHN E. PERRY.

Thereupon the House adjourned until 2 P. M. to-day.

#### AFTERNOON SESSION.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

#### SPECIAL ORDER.

The time having arrived fixed for consideration of House Bill No. 266, To provide for appropriations of public school funds, the bill was then taken up.

Mr. Gordon moved to defer action until 11 A. M., February 12. The motion prevailed.

Mr. Hassell moved to make House Bill No. 111, To establish West Tennessee Experiment Station special order at 10:30 A. M., February 8.

The motion prevailed.

Mr. Matthews moved to make House Bill No. 117, To prevent use of free passes special order at 11 A. M., February 8.

The motion failed.

INTRODUCTION OF RESOLUTIONS.

By Mr. McElroy, House Resolution No. 44, To authorize Committee on Charitable Institutions to retain J. K. Polk as Sergeant-at-Arms.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Dixon moved to table.

The motion to table failed.

Thereupon the resolution was adopted by the following vote:

Ayes .....	61
Noes .....	17

Representatives voting aye were: Messrs. Armitage, Benham, Brooks, Candler, Chestnut, Cooper of Shelby, Cooper of White, Cummings, Dickens, Drummond, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Harris, Hartley, Householder, Howland, Hudson, Jackson, Jestes, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, McElroy, Miller of Tipton, Miller of Monroe, Morris, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Shea, Smith, Stainback, Tallant, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York—61.

Representatives voting no were: Messrs. Askew, Baldrige, Boucher, Bradley, Campbell, Corn, Dixon, Donaldson, Dunavant, Edens, Howell, Largent, Meadows, Montgomery, Scott, Thrasher, and Mr. Speaker Cunningham—17.

A motion to reconsider was tabled.

By Mr. Bradley, House Resolution No. 45, To express sorrow at the death of Hon. H. C. Crunk, a former member of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

HOUSE RESOLUTION NO. 45.

WHEREAS, We have learned with heartfelt sorrow of the death of Hon. H. C. Crunk of Robertson County, Tennessee, which sad event occurred at his home in Springfield, Tennessee, February 3, 1907, and

WHEREAS, He was an honorable and useful member of the House of the Forty-fourth General Assembly of the State of Tennessee, and while a member of that honorable body served



his people and the State with ability, faithfulness and honesty; therefore, be it,

*Resolved*, By the House of Representatives, that in the death of Mr. Crunk the State of Tennessee has lost an honorable and upright citizen, whose every aim was directed toward the lasting welfare of his State, and we extend to his family our profound sympathy in this, their sad bereavement.

*Resolved, further*, That these resolutions be spread upon the Journal of this House and a copy be furnished the family of the deceased.

JNO. T. CUNNINGHAM, JR.,

*Speaker of the House of Representatives.*

Adopted, February 7, 1907.

By Mr. Benham, House Resolution No. 46, To endorse Senate in demanding explanation of editorial of Commercial-Appeal.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

The time fixed for consideration of House Bill No. 121, To appropriate money to the University of Tennessee, having arrived, the bill was taken up and read by the Clerk.

Mr. MacFarland moved to re-refer to Committee on Education. The motion to re-refer failed.

Mr. Neal moved to make special order for 11 A. M., Wednesday, February 13.

The motion prevailed.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith return House Bill No. 109, which he has approved. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

Mr. Chestnut moved to reconsider action of House in making House Bill No. 266 special order for 11 A. M., February 12.

The motion prevailed.

Thereupon the bill was re-referred to the Committee on Finance, Ways and Means.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, FEBRUARY 8, 1907.

THIRTY-THIRD DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 95 members were found to be present.

Members absent were: Messrs. Edens, Murray, Rowan, Talant, who were excused.

On motion, the reading of the Journal of Thursday's proceedings was dispensed with.

Mr. McElroy moved that the House stand adjourned at 1 P. M. to-day, to meet at 2:30 P. M., Monday.

The motion prevailed.

INTRODUCTION OF BILLS.

By Mr. Cooper of White, House Bill No. 392, To amend Act incorporating Sparta.

Passed first reading.

By Cooper of White, House Bill No. 393, To amend Act incorporating Sparta.

Passed first reading.

By Mr. Corn, House Bill No. 394, To change line of school district in Marion County.

Passed first reading.

By Mr. Everett, House Bill No. 395, To create school district in Weakley County.

Passed first reading.

By Mr. Hardin, House Bill No. 396, To provide compensation for Circuit Clerk in Hardin County.

Passed first reading.

By Messrs. Hassell and Boucher, House Bill No. 397, To allow Humboldt to issue bonds.

Passed first reading.

By Mr. Howell, House Bill No. 398, To allow Stewart County to issue bonds and sell same.

Passed first reading.

By Mr. Neal, House Bill No. 399, To provide for sale of certain lands in Tennessee.

Passed first reading.

By Mr. Neeley, House Bill No. 400, To create school district in Rutherford County.

Passed first reading.

By Mr. Scott, House Bill No. 401, To fix time of holding Circuit Court in Twelfth Judicial Circuit.

Passed first reading.

By Mr. Scott, House Bill No. 402, To amend law relative to the opening and adjourning certain Circuit Courts.

Passed first reading.

By Knox County Delegation, House Bill No. 403, To allow Knoxville to vote on abolishing charter and re-incorporating.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 144, To declare privileged information gained by physicians.

Passed first reading.

Senate Bill No. 159, To amend charter of Nashville relative to Chief of Police.

Passed first reading.

Senate Bill No. 194, To fix time of holding court in Fifth Judicial Circuit.

Passed first reading.

Senate Bill No. 196, To allow certain counties to appropriate money to humane societies.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 24, To amend Act as to surplus for school fund in treasury.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 114, To protect inclosed land from trespassing animals.

Passed second reading and referred to Committee on Agriculture.

#### SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 44 and 46, and House Joint Resolution No. 32, House Bill No. 93.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: The Committee on Elections recommends for passage House Bills Nos. 201, 223 and 257, while House Bill No.

233 has been referred to a sub-committee for revision on amendments.

T. C. GORDON, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads have examined Senate Bill No. 62, and recommend the same for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend their passage: House Bills Nos. 186 and 333.

S. H. COOPER, *Chairman*.

MR. SPEAKER: Your Committee on Railroads has considered Senate Bill No. 124 and recommend that it be re-referred to Committee on Judiciary.

GEO. R. KENNEY, *Chairman*.

#### ON SENATE AMENDMENTS.

House Bill No. 92, To change line of civil districts in Greene County.

On motion, the House concurred in the Senate amendment.

House Bill No. 73, To amend an Act creating Text Book Commission.

On motion, the House concurred in the Senate amendments.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 372, To create school district in Henderson County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 373, To create school districts in Henderson County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 374, To issue permits on grants already made.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 375, To fix time of holding court in Fifth Judicial District.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 376, To repeal Chapter 345, of the Acts of 1905.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 377, To compensate G. P. Smith and W. B. Eldridge.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 378, To modify and change the form of government in Memphis.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 379, To provide properly for pauper dead.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 380, To fix compensation of Justices of the Peace in Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 381, To authorize Lenox to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 382, To require printing to be done in State.

Passed second reading and referred to Committee on Printing.

House Bill No. 383, To create school district in Hickman County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 384, To incorporate Medina.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 385, To provide railroad crossings in certain counties.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 386, To provide railroad crossings in certain counties.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 387, To create school district in Dyer County.

Passed second reading and referred to Committee on Education.

House Bill No. 388, To incorporate White Bluff.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 389, To make unlawful getting goods under false pretenses.

House Bill No. 390, To amend banking Act and authorizing Comptroller of Treasury to appoint Bank Examiner.

Passed second reading and referred to Committee on Banks.

House Bill No. 391, To provide for cleaning out Beaver Creek.

Passed second reading and referred to Committee on Agriculture.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 32, and House Resolutions Nos. 44 and 46, and House Bill No. 93, and find the same correctly enrolled and ready for the signature of the Speaker; also House Bills Nos. 3, 79, 192, 220, 234, 280 and 336, and find same correctly engrossed and ready for transmission to the Senate.      WADDELL, *Chairman*.

BY CONSENT.

By consent, Mr. Cunningham introduced House Bill No. 404, To amend Act creating Chancery Court of Appeals.

Passed first reading.

By consent, Senate Bill No. 124, To require common carriers to settle loss of freight at reasonable time, was referred to Committee on Judiciary.

SPECIAL ORDER.

The hour having arrived for consideration of House Bill No. 111, To establish Experiment Station in West Tennessee, on motion of Mr. Hassell, Senate Bill No. 82, on same subject was substituted for the House Bill, thereupon the Senate Bill was taken up and read by the Clerk.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit:

Senate Bill No. 146, To prevent corruption, etc.

Senate Bill No. 174, To extend city limits of Nashville.

Senate Bill No. 197, To provide manner how railroads may cross highways, etc.

Senate Bill No. 207, To create school district in Carroll County.

Senate Bill No. 208, To establish agricultural and horticultural institute in Middle Tennessee.

Senate Bill No. 209, To authorize Clarksville to issue school bonds.

Senate Bill No. 210, To authorize Clarksville to issue bonds for street improvements.

Senate Bill No. 225, To provide more efficient system of schools in certain cities.

Senate Bill No. 228, To authorize Covington to issue bonds for street improvements.

All passed by the Senate.

THOMAS, *Clerk*.

Mr. Shea called for the previous question on the passage of the bill (S. B. 82).

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	85
Noes .....	9

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Holman, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Neal, Peay, Perry, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—85.

Representatives voting no were: Messrs. Corn, Dickens, Garnett, Hudson, MacFarland, Muse, Neeley, Poston, Smith—9.

Mr. Gordon moved to reconsider.

Mr. Hassell moved to table.

The motion to table prevailed.

Mr. Fielder called up motion entered on Journal to reconsider Senate Bill No. 109, To authorize Department of Public Instruction to prepare pamphlets of specifications for rural school buildings and moved that the House reconsider its action on the same.

The motion to reconsider prevailed.

Mr. Howland moved to re-refer to Committee on Finance, Ways and Means.

The motion prevailed.

Mr. Dyer (by consent), called up House Bill No. 270, To create Criminal Court for the Fifth Judicial Circuit.

Senate Bill No. 206, on the same subject, was substituted for House Bill on the the same subject.

Mr. York moved to amend Section 7 by adding the words "and the Judge of the Fifth Judicial District shall hold the Circuit and Criminal Courts for Fentress County."

The amendment was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes.....	83
Noes.....	1

Representatives voting aye were: Messrs. Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Neeley, Peay, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—83.

Representative voting no: Mr. Askew—1.

A motion to reconsider was laid on the table.

By consent, Mr. Worley called up House Bill No. 284, To provide how railroads shall cross streets, highways, etc.

On motion, Senate Bill No. 197, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith present you House Bills Nos. 9, 27, 49, 53, 58, 96, 97, 106, 118, 120, 125, 128, 140, 144, 145, 146, 158, 165 and 184, and House Joint Resolutions Nos. 17, 29 and 30, which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

#### BY CONSENT.

By consent, the following report was received:

MR. SPEAKER: Your Committee on Liquor Traffic beg leave to report as follows:

House Bill No. 348, recommended for passage, with amendments.  
ALBERT BENHAM, *Chairman.*



Mr. Burkhalter moved to re-refer House Bill No. 348 to Committee on Public Roads.

Mr. Dixon moved to table.

The motion to table prevailed.

By consent, Mr. Shea called up House Bill No. 149, To protect owners of milk receptacles, etc.

Mr. Shea moved to amend so that the bill apply only to Shelby County.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 150, To enable Board of Health to control and facilitate inspection of milk in Memphis.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 186, To provide for clerical hire for Supreme Court Judges, accompanied by committee substitute in nature of an amendment.

The substitute was adopted.

On motion, Senate Bill No. 74, on same subject, was substituted for House bill.

Mr. Gordon called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes.....	70
Noes.....	19

Representatives voting aye were: Messrs. Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Corn, Cooper of Shelby, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Jackson, Jestes, Kinsland, Lane, Lipscomb, Lockert, Marr, Matthews, May, Mitchell, Morris, Neal, Peay, Poston, Puryear, Rambo, Richmond, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

Representatives voting no were: Messrs. Askew, Campbell, Cooper of White, Dyer, Garnett, Howell, Hudson, Kenney, Knowles, Largent, McElroy, MacFarland, Meadows, Miller of Tipton, Muse, Neeley, Perry, Sampson and Travis—19.

A motion to reconsider was laid on the table.

House Bill No. 28, To amend the pension laws, accompanied by committee amendment.

The amendment was adopted.

On motion, Senate Bill No. 38, on the same subject, was substituted for the House bill.

Thereupon the bill passed third reading by the following vote :

Ayes.....	86
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—86.

A motion to reconsider was laid on the table.

#### SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 151 for the signature of the Speaker of the House.

Also House Bill No. 93 and House Joint Resolution No. 32, signed by the Speaker of the Senate. THOMAS, *Clerk*.

MR. SPEAKER: I am directed to return House Bill No. 91, To prevent spread of disease among domestic animals, amended and passed by the Senate. THOMAS, *Clerk*.

House Bill No. 300, To create school district in Fentress County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 290, To amend Act authorizing Greene County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	73
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Dyer, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Miller of Monroe, Mitchell, Morris, Muse, Neeley, Peay, Poston, Puryear, Rambo, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Thomas, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—73.

A motion to reconsider was laid on the table.

House Bill No. 257, To regulate the elective franchise in certain counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 203, To authorize Knoxville to levy tax for schools and bridges.

Passed third reading by the following vote:

Ayes.....	73
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Peay, Poston, Puryear, Rambo, Richmond, Sampson, Schubert, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—73.

A motion to reconsider was laid on the table.

Mr. Cummings called up motion to reconsider action of House on House Bill No. 241, which was entered on Journal of yesterday, same being bill to regulate shipment of intoxicating liquors.

Mr. Bradley moved to table the motion to reconsider.

The motion to table prevailed by the following vote:

Ayes.....	47
Noes.....	38

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Cottrell, Donaldson, Drummond, Dunavant, Dyer, Everett, Galloway, Garrison, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Sampson, Smith, Sneed, Tallant, Thrasher, Tatum, Walker, Webb, Wilkerson and York—47.

Representatives voting no were: Messrs. Armitage, Baldridge, Benham, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Edwards, Fielder, Garnett, Groner, Howell, Hardin, Harris, Holman, Kenney, Lane, Matthews, Meadows, Morris, Muse, Poston, Puryear, Richmond, Schubert, Stainback, Thomas, Thompson, Travis, Waddell, White, Wiggs, Worley and Mr. Speaker Cunningham—38.

House Bill No. 110, To authorize Chattanooga to issue bonds for schools.

On motion, Senate Bill No. 92, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	74
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Carden, Chestnut, Cooper of White, Cooper of Shelby, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Knowles, Lane, Largent, Lipscomb, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Sampson, Schubert, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—74.

A motion to reconsider was laid on the table.

#### BY CONSENT.

By consent, Senate Bill No. 140, To provide for and promote construction of public highways.

Passed first reading.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 79, To repeal Act creating Jury Commission for certain counties.

House Bill No. 280, To incorporate Park City in Knox County.

Both substituted for Senate bills on same subject and passed by the Senate.

THOMAS, *Clerk.*

Mr. Matthews moved to make House Bill No. 117, To prevent use of free passes, special order for 11 A. M. Tuesday, February 12.

Mr. Carden moved to refer to special committee to investigate railroad rates.

The motion prevailed.

BY CONSENT.

By consent, Messrs. Horton and Corn introduced House Bill No. 405, To authorize Franklin County School Directors to sell school property.

Passed first reading.

SENATE MESSAGE.

MR. SPEAKER: I am directed to request the return of House Joint Resolution No. 23, To appoint committee to draft revenue and assessment bills.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. Monday.

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MONDAY, FEBRUARY 11, 1907.

THIRTY-SIXTH DAY.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll 92 members were found to be present.

Members absent were: Messrs. Gordon, Howland, Johnson, Morris, Boucher, Tallant and Burkhalter, who were excused.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

Mr. Worley moved that only local measures be considered Tuesday and Wednesday afternoons of this week, the same to be taken up in alphabetical order.

The motion prevailed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 80, To pay William Mitchell certain money.

Senate Bill No. 126, To repeal Chapter 10, Acts of 1903.

Senate Bill No. 154, To authorize Knoxville to levy special school tax.

All passed by the Senate.

Also to transmit Senate Joint Resolution No. 21, To authorize Sergeant-at-Arms to accompany Penitentiary Investigating Committee; adopted for concurrence.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 206 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 151 and 206.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 355, 322, 367; Senate Bill No. 91 and House Bill No. 224 for rejection.

CARDEN, *Chairman.*

MR. SPEAKER: Your Committee on Public Roads have carefully examined House Bills Nos. 385 and 386, and recommend the same for passage.

MEADOWS, *Chairman.*

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend them for passage: House Bills Nos. 357, 217, 371 and 136.

S. H. COOPER, *Chairman.*

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Hall, House Resolution No. 47, To authorize appointment of Isom Byrom as Sergeant-at-Arms of Penitentiary Committee during the recess.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Peay, House Joint Resolution No. 33, To amend House Joint Resolution No. 8, To fix the number of members of junketing committees.

On motion, the rules were suspended for the consideration of the resolution.

Mr. MacFarland moved to table.

The motion to table failed.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Lane, House Joint Resolution No. 34, To authorize the appointment of joint committee to investigate railroad rates and passenger service.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Wilkerson, House Joint Resolution No. 35, To advise purchase of homemade goods and commodities.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Benham moved to amend by providing that this resolution shall apply to refurnishing the Capitol.

Mr. Carden moved to table the resolution and the amendment.

The motion to table prevailed.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 150, 149, 300, 290, 173, 241, 257, 271, 273 and 203, and find the same correctly engrossed and ready for transmission to the Senate.

Also House Resolution No. 45 and House Bills Nos. 116, 180, 46, 148, 84, 294, 92, 205, 79, 181 and 73, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

By Mr. Cottrell, House Joint Resolution No. 36, To appoint joint committee to investigate status of poultry industry in Tennessee.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Wilkerson moved to table.

The motion to table failed.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Mr. Cummings, House Resolution No. 48, To print House Bill No. 141, the Pure Food Bill.

On motion, the rules were suspended for the consideration of the resolution.

The resolution was adopted.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 205, 92, 84, 148, 46, 180, 116, 294, 79, 73 and 181. Also House Resolution No. 45.

By Messrs. Horton and Meadows, House Joint Resolution No. 37, To appoint joint committee to investigate mode and manner of testing illuminating oil, to secure better quality of oil, etc.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Groner moved to table.

The motion to table failed.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

By Messrs. White and MacFarland, House Joint Resolution No. 49, To prevent further passage of appropriation bills until revenue and assessment bills are acted upon.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Neal moved to table.

The motion to table prevailed.

#### INTRODUCTION OF BILLS.

By Mr. Benham, House Bill No. 406, To provide for sale of whiskey, beer, etc., in towns of 5,000 inhabitants.

Passed first reading.

By Mr. Candler, House Bill No. 407, To enable certain counties to levy and collect special tax.

Passed first reading.



By Mr. Cooper of Shelby, House Bill No. 408, To authorize Memphis to convey certain alleys to Shelby County.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 409, To make it unlawful to give assumed names in purchasing property.

Passed first reading.

By Mr. Cooper of White, House Bill No. 410, To abolish charter of Doyle.

Passed first reading.

By Mr. Fielder, House Bill No. 411, To create school district in Hickman County.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 220 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed Senate Bill No. 220.

By Messrs. Gill and Cooper of Shelby, House Bill No. 412, To provide time for meeting of Commission for Asylum and Poor in Shelby County.

Passed first reading.

By Messrs. Cooper of Shelby and Gill, House Bill No. 413, To provide time for meeting of Shelby County Board of Health.

Passed first reading.

By Mr. Hartley, House Bill No. 414, To allow Roane County to issue \$60,000 funding bonds.

Passed first reading.

By Mr. Holman, House Bill No. 415, To provide law books for State Library.

Passed first reading.

By Mr. Horton, House Bill No. 416, To incorporate Huntland.

Passed first reading.

By Mr. Neal, House Bill No. 417, To amend Act establishing State Board of Pharmacy.

Passed first reading.

By Mr. Poston, House Bill No. 418, To create office of Assistant Attorney-General in certain counties.

Passed first reading.

By Mr. White, House Bill No. 419, To authorize taking private property for educational purposes.

Passed first reading.

By Mr. Brooks, House Bill No. 420, To amend Act incorporating Newport.

Passed first reading.

By Mr. Cottrell, House Bill No. 421, To protect employers of labor in certain counties.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 57, To create school district in Henderson County.

Passed first reading.

Senate Bill No. 80, To pay William Mitchell reward for capture of Ulysses Whittaker.

Passed first reading.

Senate Bill No. 126, To repeal Chapter 10, Acts of 1903.

Passed first reading.

Senate Bill No. 146, To prevent consumption, etc.

Passed first reading.

Senate Bill No. 154, To authorize Knoxville to levy special tax.

Passed first reading.

Senate Bill No. 207, To create a school district in Carroll County.

Passed first reading.

Senate Bill No. 208, To establish horticultural and agricultural institute in Middle Tennessee.

Passed first reading.

Senate Bill No. 225, To amend Shelby school law.

Passed first reading.

Senate Bill No. 228, To allow Covington to issue bonds for improvements.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 144, To declare privileged information gained by physicians in their practice.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 159, To amend charter of Nashville as to Chief of Police.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 196, To authorize certain counties to appropriate money to humane societies.

Passed first reading and referred to Committee on Charitable Institutions.

HOUSE BILLS ON SECOND READING.

House Bill No. 392, To amend Act incorporating Sparta.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 393, To amend Act incorporating Sparta.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 394, To change line of school district in Marion County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 395, To create school district in Weakley County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 396, To provide compensation for County Court clerks.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 397, To allow Humboldt to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 398, To allow Stewart County to sell bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 399, To provide for sale of certain lands in Tennessee.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 400, To create school district in Rutherford County.

Passed second reading and referred to Committee on Education.

House Bill No. 401, To fix time of holding Court in Fifth Judicial Circuit.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 402, To amend the law for opening and adjourning Circuit Court.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 403, To allow Knoxville to vote on abolishing charter and reincorporating.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 404, To amend Act creating Chancery Court of Appeals.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 405, To authorize Franklin County School District to sell property.

Passed second reading and referred to Committee on Education and Common Schools.

ON SENATE AMENDMENTS.

House Bill No. 91, To amend Act preventing spread of disease among domestic animals.

On motion, the House concurred in the Senate amendment.

SENATE BILLS ON THIRD READING.

Senate Bill No. 23, To repeal Act reorganizing Obion County Court.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 62, To provide system of highways for certain counties.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 84, To create Board of Jury Commissioners for certain counties.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 97, To authorize State Superintendent of Public Instruction to prepare record books for school funds kept by Trustees.

Passed third reading by the following vote:

Ayes.....	67
Noes.....	17

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Boucher, Brooks, Candler, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Lipscomb, Lockert, May, McElroy, Meadows, Miller of Tipton, Montgomery, Neal, Neeley, Peay, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Sneed, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

Representatives voting no were: Messrs. Askew, Bradley, Campbell, Cooper of White, Edens, Hall, Knowles, Lane, Larøent, Matthews, Miller of Monroe, Mitchell, Murray, Muse, Perry, Stainback and Thompson—17.

Mr. Poston entered motion on Journal to reconsider.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolutions Nos. 34 and 37, and find the same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

BY CONSENT.

By consent the following report was received:

MR. SPEAKER: I beg leave to submit the report of the Attorney-General of the State in reference to the relation existing between the State and the University of Tennessee, which report is made in compliance with House Joint Resolution No. 57, of the Fifty-fourth General Assembly.

G. C. DISMUKES, *Secretary to Attorney-General*.

Mr. Neal moved the report be received and spread on the Journal, and that 500 copies be printed.

The motion prevailed.

*To the Senate and House of Representatives of the Fifty-fifth General Assembly:*

In compliance with House Joint Resolution No. 57, adopted by the Fifty-fourth General Assembly on April 13, 1905, directing the Attorney-General "to examine and report to the next (the Fifty-fifth) General Assembly:

"First—What property, including real estate and money invested in stocks, bonds or mortgages, is owned by the University of Tennessee, or of which said university is the beneficiary.

"Second—The same (source?) from which said property was derived, and in whom the title thereof is now vested.

"Third—The manner in which the trustees of said university are now chosen, and whether the people of the State have the right to participate in the selection of said trustees"—

I have the honor to submit the following report:

The University of Tennessee is the legal successor of East Tennessee College, which was incorporated by the General Assembly of Tennessee on October 26, 1807 (Acts 1807, Ch. 64; Vol. 1, Scott's Revisal, p. 1047), for the purpose, as expressed in the preamble of the act of incorporation, of receiving the benefit of one-half of the Land Grant Fund, created by the act of Congress passed on April 18, 1806, ceding to the State of Tennessee all the right and title of the United States to the lands lying north and east of a line commonly known as the Congressional Reser-

vation Line, and to take effect upon the release by the State of Tennessee of all her claims to the lands south and west of said line, upon condition, however, that the State of Tennessee should appropriate a tract of one hundred thousand acres to which the Indian title had been extinguished, which one hundred thousand acre tract should be sold at not less than two dollars per acre, and the proceeds invested in funds for the use of two colleges to be established by the Legislature, one in the East and the other in what is now Middle Tennessee.

Prior to the incorporation of the East Tennessee College the territorial Legislature had chartered an institution of learning under the name of Blount College, which was located at Knoxville, but, in accordance with a resolution adopted by the trustees of Blount College, the General Assembly of 1807, by Chapter 78 of the Acts of that year (1 Scott's Rev., p. 1059), repealed the charter of Blount College and directed that the funds and property of said Blount College should be incorporated with the funds of East Tennessee College and made a part of the same; however, there is no accurate record of the amount of property received by the East Tennessee College from this source, except the college site at Knoxville, which, in 1832, was sold for the sum of \$2,495.

In 1822 (Whitney's Land Laws, p. 480), the Legislature directed the Governor of Tennessee to appoint two commissioners to investigate and adjust the claims of the University of North Carolina to certain lands under land warrants issued by the State of North Carolina for many thousand acres of land in Tennessee, title to which, it was claimed, was protected under the reservations made by the State of North Carolina by the Cession Act of 1789 and the compact between the two States in 1804, ratified by Congress in 1806. The result of this was that the University of North Carolina agreed to transfer 60,000 acres of its land warrants to two educational institutions designated by the commissioners; so that the East Tennessee College received from this source, through the agency of the State, between 1832 and 1859, the sum of \$19,112.98, as shown by the day book of the East Tennessee College, referred to in Mr. Edward T. Sanford's very interesting work entitled "Blount College and the University of Tennessee."

In 1840, the General Assembly (Acts of 1839-40, Ch. 98), changed the name of the East Tennessee College to the Trustees of the East Tennessee University, and, in addition, to the original and amended charter powers, provided that said university should have the right to hold property for the support of schools for

the learned professions, to confer medical degrees, and, in short, to enjoy all other rights, privileges and powers usually conferred upon universities.

We do not deem it necessary to go into the many acts subsequent to the incorporation of the East Tennessee College affecting the Land Grant Fund, and providing at different times various methods of settlement, but deem it sufficient to say that the various controversies which grew up between East Tennessee College and the Nashville University, the beneficiaries of said fund, on the one hand, and the purchasers of said lands on the other, were settled in the year 1838 (see Acts of 1837-38, Ch. 196) by a provision made out of the lands acquired by treaty from the Indians in what is known as Ocoee District, Tennessee, and from which the East Tennessee College realized in 1839, as shown by its day book, the sum of \$34,397.29. What had been realized by East Tennessee College from the Land Grant Fund previous to this settlement it is impossible to ascertain with any degree of accuracy, but, from a very careful and elaborate report made by a committee of the trustees of the University of Tennessee to the Board of Trustees of the university on January 4, 1907, which was prepared by Hon. E. T. Sanford, who has given questions affecting the university much consideration, it is fair to assume that the various sums realized by the East Tennessee College from the Land Grant Fund prior to 1838, and not including the moneys received from the settlement with the University of North Carolina, hereinbefore referred to, must have been in excess of \$20,000.

We have been unable to discover that, prior to the Civil War, the East Tennessee College, or, as it came to be called after 1840, the East Tennessee University, received any donations from any source whatsoever, outside of the moneys derived from the sale of the State's lands, made under and through the Congressional Cession Act of 1806, and what is known as the University of North Carolina compact of 1822, except a small sum, not exceeding \$3,000, received from Blount College. So that it may be properly said that the State of Tennessee was the founder of this institution, not only giving it legal existence, but furnishing it practically its sole means of sustenance.

By what is commonly known as the First Morrill Act, passed by Congress on July 2, 1862, entitled, "An Act donating public lands to the several States and Territories, which may provide colleges for the benefit of agriculture and the mechanic arts," the benefits of which were extended and made applicable to Tennessee by joint resolution of Congress, passed on February 28,

1867, the State of Tennessee, by her acceptance of the terms and conditions of said Act of Congress, by an Act of the General Assembly known as Chapter 32 of the Acts of 1867-8, came into possession of the sum of \$396,000, which was invested in 6 per cent bonds of the State of Tennessee. And now, the State having secured her quota of the fund provided by the Morrill act, it became necessary to establish the college required by said act, and thereupon the General Assembly, by an act passed January 16, 1869 (Acts of 1868-9, Ch. 12), entitled "An Act to establish the Tennessee Agricultural College," appropriated said fund so received under the Morrill act to the East Tennessee University, and provided "that it shall be the duty of the trustees of said university to establish an agricultural college, so as to strictly conform with the Congressional enactment making the appropriation," and among other things provided "that the Legislature reserves the right to control and manage said fund by whatever legislation may be deemed necessary for its protection and safety; provided, no such legislation shall extend to the removal of said fund from the University of East Tennessee so long as it shall comply with and observe the requirements of the act of Congress donating said fund."

The trustees of the university immediately accepted the trust imposed by this act, and took such steps to carry out its provisions that in September, 1869, the agricultural college went into operation.

In 1879 (Acts of 1879, Ch. 75), the name of the university was by the General Assembly changed to the University of Tennessee.

By an act of Congress, commonly known as the New or Second Morrill Act, approved August 30, 1890, the Federal Congress appropriated out of the sale of the public lands "to each *State and Territory*, for the more complete endowment and maintenance of colleges for the benefit of agriculture and mechanic arts now established, or which may be hereafter established, in accordance with the act of Congress approved July 2, 1862," an additional sum, beginning with \$15,000 annually and increasing \$1,000 each year until the additional appropriation should reach the sum of \$25,000, upon certain terms and conditions specifically set out in said act of Congress. The right of Congress to repeal this act was, however, specifically reserved.

The State of Tennessee accepted the benefit of said act of Congress, and, by an act of the General Assembly, passed February 20, 1891 (Acts of 1891, Ch. 36), empowered the University of Tennessee to accept said funds so appropriated to the State of



Tennessee, and provided "that said amounts of money to Tennessee shall, as a part of the endowment and support of the college for the benefit of agriculture and mechanic arts, established by contract in this State with the trustees of the university, be committed to the trustees of said university, in accordance with the requirements of the act of Congress making the grants, to be applied by them as the said act of Congress directs."

The University of Tennessee also receives annually from the United States, under what is known as the Hatch act, approved March 2, 1887, and the Adams act, approved March 16, 1906, two funds of \$15,000 each, for the purposes prescribed by said acts—which purposes may be generally stated to the acquisition and diffusion of useful and practical information on subjects connected with agriculture, promoting scientific investigation and making experiments respecting the principles and applications of agricultural science. These funds, however, cannot, as we understand the provisions of said Hatch and Adams acts, be used for promoting and forwarding the general work of the university proper, but are restricted in their use to the scientific purposes intended to be promoted by said acts.

The State of Tennessee, in 1903 (Acts of 1903, Ch. 224), appropriated to the University of Tennessee the sum of \$10,000 "for the purchase of lands for the agricultural experiment station."

Further, the State of Tennessee, in 1905 (Acts of 1905, Ch. 497), also appropriated to the University of Tennessee the sum of \$25,000, to "be used by its trustees toward establishing schools of technology in said university; provided, that of the amount so appropriated, \$1,250 each year, or so much thereof as may be necessary for the purpose, be used for the transportation of pupils to and from the university during attendance, one round-trip annually, so as to equalize the benefit of the university to all sections of the State."

The foregoing, it is believed, presents with substantial accuracy a general view of the history of the University of Tennessee from its foundation under the name of East Tennessee College, in respect of the sources from which the property vested in it and the revenues used by it were derived. By this general outline we have endeavored to cover and respond to the first and second items of inquiry, and we now proceed to set out the specific property, the title to which is vested in the trustees of the university as a trust fund, to be used only for the purposes of its creation and to fulfill the objects and ends intended by the people of Tennessee in founding and fostering this institution out of

their own means and accepting aid from the Federal Government to be administered by it as their agent and for their benefit.

#### REAL ESTATE.

(a) A tract of land containing about forty acres, upon which the university buildings are now situated in the city of Knoxville, and which was conveyed to the trustees of East Tennessee College by Pleasant M. Miller by deed dated April 5, 1828, and recorded in the book of the Register of Knox County, in Book "U," Vol. 1, p. 415.

(b) A tract of land containing 250 acres, more or less, comprising the farm which is now occupied for the use of the agricultural experiment station, which was conveyed to the East Tennessee University by William A. Henderson, trustee, and John Baxter, by deed dated May 3, 1869, and recorded in the office of the Register of Knox County, in Book "F," Vol. 3, pp. 468-470.

(c) A tract of land containing 36.32 acres, adjoining the tract of land last above referred to, and conveyed to the University of Tennessee by Jacob L. Thomas and wife by deed dated May 11, 1903, and recorded in the office of the Register of Knox County, in Book 183, p. 57. This tract was purchased with the funds appropriated by the General Assembly of 1903, hereinbefore referred to.

#### STOCKS, BONDS AND SECURITIES.

(a) The State, as hereinbefore shown, received under the first Morrill act and invested in six per cent Tennesse bonds the sum of \$396,000, which, by Chapter 12 of the Acts of 1868-69, were appropriated to the East Tennessee University. By an act of the General Assembly (Acts of 1881, Ch. 57), entitled, "An Act to provide for the protection of permanent endowment fund of literary and charitable institutions, and funds held for educational purposes," it was provided that any literary or charitable institution incorporated under the laws of Tennessee, being then the *bona fide* holder or owner of any bonds legally issued by the State, should have the right to present such bonds for cancellation, and in lieu thereof receive a certificate of indebtedness, under the great seal of the State, acknowledging an indebtedness on the part of the State to such institution, bearing interest at the same rate as the surrendered bonds. Under this act, the university surrendered to the State the \$396,000 of six per cent bonds, hereinbefore referred to, and received in lieu thereof one certificate of indebtedness, No. 219, for said sum, bearing interest

at six per cent, and such certificate is now in the hands of the treasurer of the university.

(b) Some time before the change of its name to the University of Tennessee, the East Tennessee University had acquired—and it is fair to assume from the funds derived by it from the sale of State lands as hereinbefore set out—\$9,000 of five per cent bonds, and under the act of 1881, above referred to, the university received in exchange for said bonds nine certificates of indebtedness of \$1,000 each, bearing interest at five per cent, and said certificates, being Nos. 76, 77, 78, 79, 80, 81, 82, 83 and 84, are now in the hands of the treasurer of the university.

(c) The university is the owner of 156 shares of stock of the Knoxville Woolen Mills, a Tennessee corporation located in Knoxville, of the par value of \$100 each, aggregating \$15,600, and also of twenty shares of stock of the Knoxville Cotton Mills, of the par value of \$2,000, which were donated by Mr. John L. Rhea, one of the Knoxville's philanthropic citizens, and who is at this time a member of the Board of Trustees of said university. The income from such stock is intended to aid worthy students in classical and engineering courses.

(d) The late Philo W. Bennett, of New Haven, Conn., several years ago donated to said university the sum of \$400, which is known as the Bennett Prize Fund, the income from which is to be given for the best essay written by a student of the university on "Free Government."

(e) The university holds in trust the sum of \$5,631.52, known as the Maude Powell Students' Aid Fund, which—both principal and interest—was donated to the university to be loaned to and used for worthy students needing aid.

To recapitulate, the annual income from the several funds above set out, exclusive of the Rhea Aid Fund, the Bennett Prize Fund and the Maude Adams Students' Aid Fund, may be stated as follows:

From State Certificate No. 219.....	\$23,960
From State Certificates Nos. 76-84, inclusive.....	450
Under Second Morrill Act, approved August 30, 1890....	25,000
Total .....	<u>\$49,410</u>

NOTE—It must be borne in mind that the \$25,000 annual appropriation under the second Morrill act may be repealed at any time by Congress, and the Hatch and Adams funds hereinbefore referred to cannot be used for the general work of the university proper, but are devoted exclusively to the purposes provided by said acts as hereinbefore set out.

In examining into the matters hereinbefore set out we have been greatly aided by the elaborate report of a committee of trustees made to the Board of Trustees on January 4, 1907, hereinbefore referred to, and by a schedule of property now held by the trustees of said university furnished by Hon. James Maynard, treasurer thereof. For the information so cheerfully furnished we desire and deem it proper to here make due acknowledgment.

We now proceed to an examination into—

“The manner in which the trustees of said university are now chosen, and whether the people of the State have the right to participate in the selection of said trustees.”

A full response to this item of inquiry involves the determination of two questions, to wit: One, the ascertainment of the method by which the trustees of said university are *now* chosen, which is a question of fact; the other, as to the power of the people of the State to participate in the selection of the trustees, involves the construction of the charter of the East Tennessee College, of which the University of Tennessee is the legal successor, and the various acts amendatory thereof. This is a question of law. We will discuss these two questions together.

By the first section of the act of 1807 (Ch. 84) granting a charter to the trustees of East Tennessee College, it was provided that the thirty persons constituting the first Board of Trustees should be appointed by the General Assembly, and by Section 4 of said act it was provided that “upon the death, removal out of the county in which he resides, or resignation of any of said trustees, the vacancy thereby occasioned shall be supplied by the remaining trustees appointing some other person and a resident of the same county in which the one deceased, resigned or removed resided, which appointment shall remain until the expiration of the next session of the General Assembly, *within which time the General Assembly shall supply such vacancy.*”

By this provision it is plain that the power of the Board of Trustees to appoint other trustees is restricted to making merely temporary appointments to fill vacancies until the expiration of the next General Assembly, and that such General Assembly shall permanently supply any vacancies theretofore existing. The meaning of the language used is plain, and to reach the conclusion just stated no refinement of construction need be appealed to.

This provision so embodied in the charter of the East Tennessee College has never been altered or repealed, and under it from time to time the Legislature without question has exercised the right to appoint trustees for said institution, sometimes

to supply vacancies and at other times to appoint additional trustees. Such appointments in a few instances were made by resolution, but generally by solemn act of the General Assembly.

The last act of the General Assembly relating to the appointment of trustees was Chapter 118 of the Acts of 1877, by which the General Assembly appointed thirteen additional trustees, naming them; but since 1877 it seems that the General Assembly has practically abdicated its right and function of naming the trustees of the university and contented itself with merely ratifying the action of the Board of Trustees in filling vacancies, so that the Board of Trustees, as at present constituted, has become, to all practical intents, a self-perpetuating body. This is demonstrated by merely referring to the manner in which the trustees have been named since 1877.

By House Joint Resolution No. 24, the General Assembly of 1879 (Acts of 1879, p. 370), adopted a resolution, in the preamble of which was substantially recited the provision of the charter above quoted, relative to the appointment of trustees to fill vacancies, and then that certain trustees had died since the meeting of the General Assembly in 1877, and that the board had filled the vacancies thus created, and then resolved "that . . . having in conformity to law been elected trustees of East Tennessee University, by the Board of Trustees of said institution, *to supply vacancies in said board*, that said elections are hereby ratified and confirmed, and that the said parties be and are hereby invested with full power and authority as trustees of said institution."

We do not refer to this resolution for the purpose of criticising the action of the General Assembly, but merely to call attention to the fact that it was not necessary for the Legislature to ratify the action of the Board of Trustees to fill vacancies *ad interim*, but that at this time, at whose instance it does not appear, the Legislature contented itself with ratifying the selection of trustees to fill vacancies made by the board. The significance of this will become more apparent when it is considered that, in so far as the acts and journals of the General Assembly disclose, the matter of appointing trustees was not again brought before the General Assembly for fourteen years (except in the manner hereinafter to be referred to), when, by Senate Joint Resolution No. 19, of the General Assembly of 1893 (p. 459), certain persons were appointed to fill vacancies in a manner substantially conforming to the resolution of 1879.

In 1905, or twelve years later, we find that, by House Joint Resolution No. 49, the election of three persons to fill vacancies

on the Board of Trustees of said university was confirmed by the General Assembly; so that, from 1879 to 1905, the Board of Trustees in office in 1879 has been virtually appointing the members of said board to fill vacancies therein, and when vacancies have been brought to the attention of the General Assembly, the appointments made by the board have been merely ratified and confirmed. What vacancies occurred between 1879 and 1893 do not appear from the journals, unless all of such vacancies are recited in the resolution of 1893 above referred to. This condition does not appear to have been satisfactory to all intervening Legislatures, and so in 1887, by House Joint Resolution No. 21 (p. 448), the Committee on Charitable Institutions was, among other things, directed to inquire into the management of the University of Tennessee, and what changes should be made in the number and distribution of the trustees of said university. Responding to this resolution, said committee, on March 10, 1887 (House Journal, p. 735), among other things, reported that: "*We are of the opinion that no institution can be successfully managed with so large a number of trustees, and we think the best interests of the institution demand the resignation of the present board, now consisting of thirty-five, and a board not to exceed fifteen be appointed, consisting of seven from East Tennessee, four from West Tennessee and four from Middle Tennessee, and that they have the same powers as now given said board by law.*"

Whether any further action was taken upon this matter by the General Assembly of 1887 we have been unable to discover after a careful examination of the acts and journals for that year. Since then various inquiries have been made into the affairs of the university, but without changing conditions surrounding the appointment of trustees as above stated.

We beg to submit that the report and finding hereinbefore set out, to the effect that the trustees of the university are *now* virtually selected by the Board of Trustees, thus rendering that board, to all intents and purposes, a self-perpetuating body, is not intended to reflect upon the management of the university or to criticise any act of the Legislature, but merely to call to the attention of the General Assembly that its power and control over this question has not been exercised in the manner and to the extent it was intended by the people of Tennessee in founding and providing for this great educational institution.

This brings us to the solution of the second subdivision of the third item of inquiry—that is, whether the people of the State have the right to participate in the selection of the trustees of this university.

There can be no doubt but that the people of the State, acting through their representatives in the General Assembly of 1807, intended, in conferring a charter upon the trustees of East Tennessee College, to create an institution which should be one of the agencies of the people for the general diffusion of knowledge, In other words, in conferring a charter upon said college, a public or governmental agency was created, and in fostering such an institution the public funds were devoted to a public use. No other conclusion can be reached when we consider not only the full control reserved by the Legislature over the method of appointing and selecting the governing body as hereinbefore set out, but also the course and dealings of the people through their chosen representatives with this institution.

To illustrate: By Chapter 52 of the Acts of 1809 (1 Scott's Rev., p. 1160), it was specifically provided that no student should be expelled from this college (or for that matter from the other college, or any of the academies in the State, created and fostered by the State) unless two-thirds of the trustees were present at the time of such expulsion, and that no such student should be suspended unless one-half of the trustees were present, a majority voting for such suspension.

From time to time the General Assembly, without question, exercised the right to supply vacancies upon the Board of Trustees and make additional appointments thereto, and in the several acts relating to and providing funds for the institution out of the proceeds of State lands, placed there on such terms and conditions as seemed wise, in the interest of the people, the beneficiaries thereof.

Further, in the act creating the Tennessee Agricultural College as a part of the East Tennessee University, and appropriating to said university the proceeds of the lands scrip received from the general government, it was expressly provided that the Legislature reserves the right to control and manage said fund by whatever legislation may be necessary for its protection and safety; provided, no such legislation shall extend to the removal of said fund from the East Tennessee University (now the University of Tennessee) so long as it shall comply with and observe the requirements of the act of Congress donating the said fund.

Further, in addition to directing inquiries to be made into the condition of the university and its management, which we believe has been done by every General Assembly for many years, the Legislature of 1887, by Senate Joint Resolution No. 16 (pp. 431, 432), among other things, commended the University of Tennessee to all seeking education, and urged the members of

the General Assembly to make their full quota of appointments, for which provision had theretofore been made, particularly by Chapter 81 of the Acts of 1873.

We are of opinion that the people of Tennessee, through their Representatives in the General Assembly, have full power over this institution; and that, in the matter of selecting and appointing such trustees, the right of the people is not restricted to a participation in such appointment, but that it may be exercised absolutely and in disregard of any suggestion from any source whatever. However, such right of appointment must be understood to be qualified to the extent that the Board of Trustees may make appointments to fill vacancies during the adjournment of the Legislature, and which appointments shall continue until the expiration of the next General Assembly coming thereafter.

This conclusion, as we understand it, is fully recognized by the report, above referred to, of a committee of said trustees, appointed to report on "the exact relations existing between the university and the State." We quote from such report as follows: "It should be added that, in the appointment of trustees to fill vacancies, the Legislature has, we believe, without exception, permanently appointed the persons selected by the Board of Trustees to fill vacancies; *but this has been merely a matter of courtesy to the trustees*, and the Legislature, of course, has the full and undisputed right to disregard the temporary appointments made by the board and to fill the vacancies permanently with any persons whom it may desire."

We do not entirely concur in the statement that in the appointment of trustees to fill vacancies the Legislature has, *without exception*, permanently appointed the persons selected by the Board of Trustees, for the reason that, prior to 1879, the acts and resolutions of the General Assembly from 1809 down do not disclose that the Legislature in making appointments was merely ratifying nominations made by the Board of Trustees. The acts and resolutions are silent on this point, and it is fair to assume that the Legislature from time to time exercised the independent judgment and unqualified power entrusted to it. However, since 1879, such appointments by the Board of Trustees as have been called to the attention of the General Assembly have been confirmed; but whether all appointments so made have been called to the attention of the General Assembly I am not advised.

The conclusion reached in regard to the relation between this university and the people of the State—that said university is one of the public agencies established by the people of the State to subserve a wise and beneficent public purpose—is abundantly



sustained by the opinion of the Supreme Court of this State in the case of Trustees of Carrick Academy vs. Clark, 112 Tenn., 483, which involved the construction of the various acts, some of which have been hereinbefore adverted to, in relation to the establishment of academies in the several counties of the State as necessary adjuncts to the two State colleges.

In conclusion, we believe that we cannot do better than to further quote from the report prepared by the Hon. E. T. Sanford to the Trustees of the University of Tennessee, hereinbefore referred to:

"In its essence, therefore, the university seems to us to be a public corporation whose ultimate control, through the appointment of trustees, rests entirely in the Legislature, and which, as an educational agency of the State, has been vested, in behalf of the people of the entire State, with funds to be administered for their benefit, and for whose faithful use it has incurred the highest and most solemn obligations."

Respectfully submitted,

CHARLES T. CATES, JR., *Attorney-General.*

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to return House Bill No. 265, To incorporate Maryville, substituted for Senate Bill on the same subject, and passed by the Senate.

Also to return House Bills Nos. 46, 73, 79, 84, 92, 116, 148, 180, 181, 205 and 294, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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TUESDAY, FEBRUARY 12, 1907.

#### THIRTY-SEVENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. Chas. E. Sullivan.

On a call of the roll, 95 members were found to be present.

Members absent: Messrs. Gordon, Johnson, Morris and Rowan, who were excused.

On motion, the reading of the Journal of Monday's proceedings was dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Roads have carefully examined House Bill No. 313, and recommend the same for passage.  
MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Education have carefully considered House Bills Nos. 298, 383, 387, 394, 395, 400 and 405, and recommend the same for passage.

Also House Bill No. 23, which we recommend for the table.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Agriculture have examined House Bill No. 329, and recommend same for passage, with accompanying amendment.

Also House Bill No. 391, and report same for passage.

Also Senate Bill No. 114, and recommend same for passage.

BRADLEY, *Chairman*.

MR. SPEAKER: Your Committee on Pensions have carefully considered House Bill No. 341, and recommend it for the table.

LIPSCOMB, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. McElroy, House Joint Resolution No. 38, To retain Isom Byrom to accompany Joint Committee on Education.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Messrs. Meadows and Horton, House Resolution No. 50, To authorize Tollett Road Bill to be sent to Committee on Public Roads.

Ruled out of order.

#### INTRODUCTION OF BILLS.

By Shelby County Delegation, House Bill No. 422, To provide for erection of monuments to Tennessee troops in Confederate Army.

Passed first reading.

By Messrs. Gill and Kenney, House Bill No. 423, To protect certain counties for cultivation of lands.

Passed first reading.

By Mr. Hall, House Bill No. 424, To abolish commission to levy \$110,000 bonds for levee purposes.

Passed first reading.

By Mr. Schubert, House Bill No. 425, To authorize Lawrenceburg to issue school bonds.

Passed first reading.

By Mr. Smith, House Bill No. 426, To create school district in Fentress County.

Passed first reading.

By Mr. Walker, House Bill No. 427, To enact stock law for Blount County.

Passed first reading.

By Mr. Worley, House Bill No. 428, To fix castration as penalty for rape.

Passed first reading.

By Messrs. Montgomery and Sampson, House Bill No. 429, To provide and regulate compensation for Clerk and Master.

Passed first reading.

By Mr. Jackson *et als*, House Bill No. 430, To fix hours for all elections to be held in certain counties.

Passed first reading.

By Messrs. Boucher and Hassell, House Bill No. 431, To amend charter of Humboldt.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 228, To authorize Covington to issue bonds for streets.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 225, To provide for more efficient school system in certain counties.

Passed second reading and no reference.

Senate Bill No. 208, To establish agricultural and horticultural institute in Middle Tennessee.

Passed second reading and referred to Committee on Agriculture.

Senate Bill No. 207, To create school district in Carroll County.

Passed second reading and referred to Committee on Education.

Senate Bill No. 154, To authorize Knoxville to levy special school tax.

Passed second reading and no reference.

Senate Bill No. 146, To prevent consumption, etc.

Passed second reading and referred to Committee on Sanitation.

Senate Bill No. 126, To repeal Chapter 10, Acts of 1903.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 80, To pay William Mitchell certain money.

Passed second reading and referred to Committee on Finance, Ways and Means.

Senate Bill No. 57, To create school district in Henderson County.

Passed second reading and referred to Committee on Education and Public Schools.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 301 and 339.

CARDEN, *Chairman.*

MR. SPEAKER: Your Committee on Judiciary return House Bill No. 404, and recommend the same for passage.

DIXON, *Chairman.*

#### HOUSE BILLS ON SECOND READING.

House Bill No. 406, To provide for sale of beer, etc., in certain towns.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 407, To enable certain counties to levy and collect special taxes.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 408, To allow Memphis to convey certain alleys to Shelby County.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 409, To prevent giving assumed names in purchasing property.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 410, To abolish charter of Doyle.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 411, To create school district in Hickman County.

Passed second reading and referred to Committee on Education and Public Schools.

House Bill No. 412, To provide for meeting of Commission for Asylum and Poor.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 413, To provide for meeting of Shelby County Board of Health.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 414, To allow Roane County to issue bonds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 415, To provide law books for State Library.

Passed second reading and referred to Committee on Finance, Ways and Means.

Senate Bill No. 416, To incorporate Huntland.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 417, To amend Act establishing State Board of Pharmacy.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 418, To create office of Assistant Attorney-General in certain counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 419, To authorize taking of private property for educational purposes.

Passed second reading and referred to Committee on Education.

House Bill No. 420, To amend Act incorporating Newport.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 421, To protect employers of labor in certain cases.

Passed second reading and referred to Committee on Labor.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 7, To reorganize Chancery Court of Appeals; passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolutions Nos.

47 and 48, and find the same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolutions Nos. 33, 36 and 38, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 47 and 48.

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 21, To authorize Penitentiary Investigating Committee to retain services of Assistant Sergeant-at-Arms.

On motion, the House concurred in the resolution.

Mr. Horton moved to re-refer House Bill No. 405 to Committee on Education.

The motion prevailed.

Mr. Schubert moved to re-refer House Bill No. 324 to Committee on Sanitation.

The motion prevailed.

Mr. Cottrell moved to re-refer House Bill No. 212 to Committee on Finance, Ways and Means.

The motion prevailed.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 114, To protect certain lands from trespassing stock.

Passed third reading.

A motion to reconsider was laid on the table.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 404, To amend Act establishing Court of Chancery Appeals.

On motion, Senate Bill No. 7, on the same subject, was substituted for House bill.

Mr. Cunningham called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes..... 60

Noes..... 27

Representatives voting aye were: Messrs. Baldridge, Benham, Brooks, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell,

Dixon, Donaldson, Drummond, Dyer, Edens, Fielder, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Horton, Householder, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Largent, Lockert, Marr, May, McElroy, Miller of Tipton, Miller of Monroe, Montgomery, Neal, Peay, Puryear, Rambo, Richmond, Royston, Schubert, Scott, Shea, Sneed, Stainback, Tatum, Thomas, Thompson, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—60.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Bradley, Campbell, Cooper of White, Corn, Cummings, Dickens, Dunavant, Edwards, Everett, Garnett, Hassell, Howell, Knowles, Lane, MacFarland, Meadows, Mitchell, Neeley, Perry, Poston, Sampson, Smith, Tallant and Travis—27.

Mr. Fielder moved to reconsider.

Mr. Neal moved to table the motion to reconsider.

The motion to table prevailed.

#### INTRODUCTION OF BILLS.

By Mr. Benham, House Bill No. 432, To prescribe liabilities of railroad companies for certain injuries received by their employees.

Passed first reading.

By Mr. Benham, House Bill No. 433, To declare proof of injury by locomotives *prima facie* evidence of want of reasonable care on the part of the railroad companies.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 296, To prohibit dealing in futures.

Mr. Corn moved to re-refer to Committee on Finance, Ways and Means.

Mr. Bradley moved to table the motion to re-refer.

The motion to table the motion to re-refer prevailed by the following vote:

Ayes.....	71
Noes.....	15

Representatives voting aye were: Messrs. Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Chestnut, Cooper of White, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Galloway, Garrison, Garnett, Hardin, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell,

Muse, Neeley, Peay, Puryear, Rambo, Royston, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Travis, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—71.

Representatives voting no were: Messrs. Armitage, Benham, Corn, Cummings, Dickens, Fielder, Gill, Hall, Hartley, Montgomery, Poston, Shea, Stainback, Thompson and Waddell—15.

Mr. Dixon called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes.....	86
Noes.....	3

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley York and Mr. Speaker Cunningham—86.

Representatives voting no were: Messrs. Corn, Stainback and Waddell—3.

Mr. Hall entered on the Journal a motion to reconsider.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 23, 38, 74, 82, 92 and 197, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### BY CONSENT.

By consent, the following report was received:

MR. SPEAKER: Your Committee on Municipal Affairs report House Bill No. 416 for passage.

CARDEN, *Chairman.*

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 23, 38, 74, 82, 92 and 197.



SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 211, To authorize Nashville to issue bonds to build bridges across the Cumberland River.

Senate Bill No. 237, To amend the General Incorporation Act of 1875; both passed by the Senate.

I am also directed to return House Bill No. 185, To provide a Governor's mansion.

House Bill No. 194, To create a school district in Unicoi County.

House Bill No. 256, To create school district out of parts of Rutherford and Cannon Counties; all passed by the Senate.

Also to return House Bill No. 82, To create school district out of parts of Gibson and Obion Counties.

House Bill No. 114, To amend Act creating a Jury Commission for certain counties; both amended and passed by the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. to-day.

AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, the roll-call was dispensed with.

HOUSE BILLS ON THIRD READING.

House Bill No. 107; To authorize Jackson to issue bonds for floating indebtedness.

On motion, Senate Bill No. 89, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Boucher, Campbell, Candler, Carden, Cooper of White, Corn, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis,

Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

House Bill No. 112, To provide for improvement districts in certain cities.

Senate Bill No. 87, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 200, To enable Rutherford County to issue bonds for schools.

Senate Bill No. 155, on same subject, was substituted for House Bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Garnett, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear Rambo, Richmond, Royston, Sampson, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was laid on the table.

House Bill No. 229, To create office of County Judge in Anderson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 355, To incorporate Hill City.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cottrell, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Harris, Hartley, Hassell, Holman, Horton, Householder, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland,

Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Smith, Sneed, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—71.

Senate Bill No. 91, To validate certain ordinances passed by certain cities.

Passed third reading by the following vote:

Ayes.....	79.
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—79.

A motion to reconsider was laid on the table.

House Bill No. 394, To change line of school district in Marion County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 5, To amend juvenile laws.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 395, To establish school district in Weakley County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 225, To change time of holding Chancery Court in Hickman County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 383, To create school district in Hickman County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 313, To amend the law relative to steam vehicles on public highways.

Passed third reading by the following vote:

Ayes.....	65
Noes.....	1

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Drummond, Dunavant, Edens, Edwards, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jests, Kenney, Knowles, Largent, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Worley and Mr. Speaker Cunningham—65.

Representative voting no: Mr. Jackson—1.

Mr. McElroy entered a motion on Journal to reconsider.

House Bill No. 208, To amend charter of Chattanooga.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 338, To authorize Trustees of Fayette Academy to sell real estate.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 339, To amend the charter of Fayetteville.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Gallo-way, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Kinsland, Knowles, Largent, Marr, Matthews, May MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Pur-year, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thrasher, Travis, Walker, Webb, Wiggs, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

House Bill No. 166, To establish fence law for Sevier County.  
Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 228, To amend charter of Lewisburg.

Senate Bill No. 170, on the same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 239, To allow Nashville to issue bonds for water mains.

Senate Bill No. 167, on the same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	73
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Corn, Cottrell, Donaldson, Drummond, Dunavant, Dyer, Edens, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

House Bill No. 326, To extend corporate limits of Nashville.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 342, To repeal Act creating turnpike board in Davidson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 345, To create and establish turnpike board in Davidson County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 344, To repeal sections of Act to elect turnpike superintendent in Davidson County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 346, To authorize Davidson County Superintendent of Turnpikes to appoint assistant.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 340, To create school district in Grainger County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 254, To incorporate Smithville.

On motion, the bill was withdrawn.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith present to you House Bills Nos. 46, 73, 79, 84, 92, 93, 116, 148, 180, 181, 205, 294, and House Joint Resolution No. 32, all of which he has approved.

Respectfully, W. D. SCRUGGS, *Secretary to the Governor.*

House Bill No. 385, To provide how railroads may cross highways in certain counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 283, To authorize Davidson County to sell bonds for bridges.

Senate Bill No. 211, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	73
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Carden, Chestnut, Cooper of White, Corn, Cottrell, Donaldson, Drummond, Dunavant, Edens, Edwards, Fielder, Galloway, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Peay, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Scott, Smith, Sneed, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—73.

BY CONSENT.

By consent, Mr. Neal introduced House Bill No. 434, To provide for inspection of State mines.

Passed first reading.

House Bill No. 371, To authorize Shelby County to issue bonds for Court House.

Passed third reading by the following vote:

Ayes.....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Bradley, Brooks, Burkhalter, Campbell, Candler, Corn, Cottrell, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Walker, Webb, Waddell, Worley, York and Mr. Speaker Cunningham—67.

By Mr. McElroy, House Resolution No. 51, To direct the Sergeant-at-Arms to procure House Bill No. 403 from Committee on Liquor Traffic.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Carden moved to table.

The motion to table prevailed.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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WEDNESDAY, FEBRUARY 13, 1907.

THIRTY-EIGHTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll 94 members were found to be present.

Members absent: Messrs. Gordon, Rowan, Johnson, Morris and Murray.

On motion, the reading of the Journal of Tuesday's proceedings was dispensed with.

#### PETITIONS AND MEMORIALS.

By Mr. Corn, Petition from citizens of Mont Eagle, asking for passage of anti-jug law.

Referred to Committee on Liquor Traffic.

By Mr. Lipscomb, Petitions from citizens of West End, Columbia, asking not to be annexed to Columbia.

Referred to Committee on Municipal Affairs.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education met at 9:30 A. M. at Superintendent Mynders' office, according to adjournment, where the following bills were considered: House Bills Nos. 405 and 411 were recommended for passage; Senate Bill No. 57 recommended for passage; Senate Bill No. 207 recommended for the table; House Bill No. 405 was considered and substituted bill recommended.

WIGGS, *Temporary Chairman*.

MR. SPEAKER: Your Committee on Agriculture have considered House Bills Nos. 305 and 307, and recommend same for passage, together with accompanying amendments to 307.

BRADLEY, *Chairman*.

MR. SPEAKER: Your Committee on Game, Fish and Forestry report that they have considered House Bill No. 218, and unanimously recommend the same for passage.

H. T. HOLMAN, *Chairman*;

PERRY, *Secretary*.

MR. SPEAKER: Your Committee on New Counties and County Lines beg leave to report as follows:

House Bills Nos. 155, 274, 278, 279 and 177; all recommended for passage.

POSTON, *Chairman*.

#### PERSONAL PRIVILEGE.

Mr. Webb rose to question of personal privilege and stated that he desired to retract on the floor of the House certain statements made yesterday with reference to chairman of the Liquor



Traffic Committee refusing to call meeting of committee to consider certain bills.

Mr. Benham, chairman of committee, cheerfully accepted the apology and the incident was closed.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Matthews, House Joint Resolution No. 39, To increase membership of Special Insurance Committee.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Schubert moved to amend by allowing committee twenty instead of ten days to do its work.

The amendment was adopted.

Mr. Fielder moved by making "six from House" and "four from Senate."

Mr. Matthews moved to table.

The motion to table prevailed.

Mr. Horton moved to table the resolution as amended.

The motion to table failed.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 435, To create school district in Greene County.

Passed first reading.

By Mr. York, House Bill No. 436, To abolish charter of La-Follette.

Passed first reading.

By Mr. Chestnut, House Bill No. 437, To prescribe manner in which certain municipal corporations may provide for re-incorporation.

Passed first reading.

By Mr. Waddell, House Bill No. 438, To allow Memphis to improve streets.

Passed first reading.

By Mr. Corn (by request), House Bill No. 439, To incorporate Mont Eagle.

Passed first reading.

By Mr. Corn (by request), House Bill No. 440, To create school district in Marion and Sequatchie Counties.

Passed first reading.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 168, Amended General Road Law.

Senate Bill No. 212, To authorize Davidson County to issue bonds to erect Criminal Court building and jail.

Senate Bill No. 236, To amend Chapter 116, Acts of 1897.

Senate Bill No. 239, To empower certain counties to establish workhouse.

All passed the Senate.

Also to transmit Senate Joint Resolution No. 22, directing Joint Insurance Committee to make certain investigations; adopted for concurrence.

THOMAS, *Clerk.*

COMMITTEE ON ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 39, and House Bills Nos. 326, 225, 5, 342 and 394, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 280, 185 and 91, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SENATE BILL ON FIRST READING.

Senate Bill No. 168, To amend road law.

Passed first reading.

HOUSE BILLS ON SECOND READING.

House Bill No. 422, To provide monuments to Confederate troops.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 423, To protect certain contracts for construction of land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 424, To abolish commission to levy bonds for levees.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 425, To authorize Lawrenceburg to issue bonds.  
Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 426, To create school district in Fentress County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 427, To enact stock law for Blount County.

Passed second reading and referred to Committee on Agriculture.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 429, To provide and regulate compensation of Clerks and Masters.

House Bill No. 428, To fix castration as penalty for rape.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 430, To fix hours of all elections held in certain cities.

House Bill No. 431, To amend charter of Humboldt.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 432, To prescribe liability of railroads for injuries received by employees.

Passed second reading and referred to Committee on Railroads.

House Bill No. 433, To declare proof of injury by locomotive *prima facie* evidence of want of reasonable care by the railroad company.

Passed second reading and referred to Committee on Railroads.

House Bill No. 434, To provide for inspection of State mines.

Passed second reading and referred to Committee on Mines and Manufacturing.

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 22, To authorize Joint Insurance Committee to investigate question of State Department of Insurance taking up insurance business for citizens of State.

Concurred in by the House.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 154, To authorize Knoxville to levy tax for schools and bridges.

Passed third reading by the following vote:

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Bldridge, Benham, Boucher, Brooks, Burkhalter, Candler, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Dickens, Donaldson, Drummond, Dunavant, Dyer, Everett, Fielder, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Holman, Householder, Howell, Howland, Hudson, Jackson, Jests, Kenney, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Neeley, Perry, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was laid on the table.

Senate Bill No. 225, To amend school law of Shelby County.

Passed third reading.

A motion to reconsider was laid on the table.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 192, To authorize women to practice law, substituted for Senate Bill on same subject, and passed by the Senate; also to return House Bill No. 124, To amend charter of Shelbyville, amended and passed by the Senate.

THOMAS, *Clerk.*

Mr. Chestnut moved to make House Bill No. 218, To enact game law, special order for 11 A. M. February 14.

The motion prevailed.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 348, To promote and provide for construction of public highways.

Mr. Neal moved to amend House Bill so as to conform to Senate Bill on same subject.

The motion prevailed.

Thereupon Senate Bill No. 140, on the same subject, was substituted for House Bill.

The hour fixed for consideration of House Bill No. 121 having arrived, on motion of Mr. Neal further action on Senate Bill No. 140 was postponed until disposition was made of House Bill No. 121.

#### SPECIAL ORDER.

The hour fixed for the consideration of House Bill No. 121, To appropriate money to University of Tennessee, having arrived, the bill was taken up and read by the Clerk.

Mr. Meadows moved to amend by striking out \$100,000 in Section 1 and inserting therefor \$23,000; also to amend Section 1 by striking out \$50,000 where it appears and inserting \$11,500; also to amend Section 2 by striking out Articles 1, 2 and 4 in said section.

Mr. Carden moved to table.

The motion to table prevailed by the following vote:

Ayes .....	54
Noes .....	34

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Brooks, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Edens, Fielder, Garrison, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Jackson, Jestes, Kinsland, Lockert, Marr, McElroy, May, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Neal, Peay, Puryear, Rambo, Schubert, Shea, Sneed, Stainback, Tallant, Thrasher, Thomas, Waddell, Walker, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Armitage, Bradley, Campbell, Cooper of White, Corn, Dickens, Dyer, Edwards, Garnett, Hardin, Howell, Howland, Hudson, Knowles, Lane, Largent, Lipscomb, Matthews, MacFarland, Meadows, Muse, Neeley, Perry, Poston, Richmond, Royston, Sampson, Scott, Smith, Tatum, Thompson, Travis, White, Wilkerson—34.

Mr. MacFarland moved to postpone action on bill until March 13.

Mr. Carden moved to table.

The motion to table prevailed by the following vote:

Ayes .....	45
Noes .....	44

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Brooks, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Dixon, Donaldson, Drummond, Edens, Garrison, Gill, Groner, Hall, Harris, Hartley, Howell, Holman, Householder, Jackson, Jestes, Kinsland, Lane, Largent, Lockert, Marr, May, Miller of Monroe, Montgomery, Neal, Puryear, Rambo, Schubert, Shea, Tallant, Thrasher, Thomas, Waddell, Walker, Webb, York and Mr. Speaker Cunningham—45.

Representatives voting no were: Messrs. Armitage, Bradley, Campbell, Cooper of White, Corn, Dickens, Dunavant, Dyer, Edwards, Everett, Fielder, Garnett, Hardin, Horton, Howell, How-

land, Hudson, Knowles, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Muse, Neeley, Peay, Perry, Poston, Richmond, Royston, Sampson, Scott, Smith, Sneed, Stainback, Tatum, Thompson, Travis, White, Wiggs, Wilkerson, Worley—44.

Mr. Neal called for previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	57
Noes .....	31

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Garrison, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Jackson, Jestes, Kinsland, Marr, May, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Neal, Peay, Puryear, Rambo, Schubert, Shea, Sneed, Stainback, Tallant, Thrasher, Thomas, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—57.

Representatives voting no were: Messrs. Bradley, Campbell, Cooper of White, Corn, Dickens, Dyer, Edwards, Garnett, Hardin, Howell, Howland, Hudson, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Muse, Neeley, Perry, Poston, Richmond, Royston, Sampson, Scott, Smith, Tatum, Thompson, Travis—31.

Mr. Benham moved to reconsider.

Mr. Neal moved to table motion to reconsider.

The motion to table prevailed.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 91, 185 and 280.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 385 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### UNFINISHED BUSINESS.

The unfinished business previous to consideration of House Bill No. 121, being consideration of Senate Bill No. 140, the House resumed consideration of same.

Mr. Neal moved to amend by making payments of license quarterly instead of annually.

Mr. Bradley moved to refer bill and amendments to Committee on Public Roads.

Mr. Neal moved to table.

Pending further consideration of the bill, the House adjourned until 2:30 P. M.

#### AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, a call of the roll was dispensed with.

#### BY CONSENT.

By consent, the Chairman of the Committee on Judiciary submitted the following report:

MR. SPEAKER: Your Committee on Judiciary returns Senate Bill No. 59, recommended for passage. Also House Bills Nos. 3, 358, 372, 373, 375 and 414, all recommended for passage.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads have examined House Bills Nos. 398 and 407, and recommend same for passage.

MEADOWS, *Chairman*.

#### UNFINISHED BUSINESS.

The unfinished business of the morning session being consideration of Senate Bill No. 140, the House resumed consideration of the same.

The motion to table the motion to refer bill and amendments to the Committee on Public Roads failed by the following vote:

Ayes .....	27
Noes .....	54

Representatives voting aye were: Messrs. Armitage, Benham, Candler, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dunavant, Edens, Edwards, Fielder, Garrison, Groner, Harris, Holman, Neal, Poston, Puryear, Richmond, Stainback, Thrasher, Thomas, Waddell, White, Worley and Mr. Speaker Cunningham—27.

Representatives voting no were: Messrs. Askew, Bradley, Brooks, Burkhalter, Campbell, Dickens, Dixon, Donaldson, Drummond, Dyer, Everett, Hardin, Hartley, Hassell, Householder,

Howell, Howland, Hudson, Jackson, Jestes, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neeley, Peay, Perry, Rambo, Royston, Sampson, Schubert, Scott, Stainback, Sneed, Tallant, Tatum, Thompson, Travis, Walker, Webb, Wilkerson and York—54.

Mr. Stainback moved to defer action on bill until March 15.

Mr. Benham called for the previous question on the motion to put the question.

The call was sustained.

The motion to postpone prevailed by the following vote:

Ayes .....	54
Noes .....	30

Representatives voting aye were: Messrs. Benham, Brooks, Candler, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Edens, Edwards, Fielder, Garrison, Garnett, Gill, Groner, Hall, Harris, Hartley, Holman, Horton, Jestes, Kenney, Kinsland, Lane, Largent, Lockert, May, MacFarland, Mitchell, Montgomery, Neal, Peay, Poston, Puryear, Rambo, Richmond, Sampson, Schubert, Smith, Sneed, Stainback, Thrasher, Thomas, Thompson, Waddell, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Askew, Bradley, Burkhalter, Campbell, Donaldson, Dunavant, Dyer, Everett, Hardin, Hassell, Householder, Howland, Hudson, Jackson, Knowles, Lipscomb, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Muse, Neeley, Perry, Scott, Tallant, Tatum, Travis, Walker and York—30.

#### SIGNED.

The Speaker announced that he had signed Senate Bill No. 84 and Senate Joint Resolution No. 21.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 298, To provide for sale of Bolivar Academy.  
Passed third reading.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 84 and Senate Joint Resolution No. 21 for the signature of the Speaker of the House.



Also to return House Bills Nos. 91, 185 and 280, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

HOUSE BILLS ON THIRD READING.

House Bill No. 361, To create school district in Rutherford County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 262, To change line between school district in Wilson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 274, To change line between Davidson and Wilson Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 263, To repeal charter of Livingston.

Senate Bill No. 163, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 371 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 275, To incorporate Livingston.

Senate Bill No. 164, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 235, To enact stock law for Trousdale County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 333, To relieve Trousdale County and Trustee of same.

Bill passed third reading by the following vote:

Ayes .....	73
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper

of White, Corn, Cummings, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garnett, Gill, Groner, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Travis, Waddell, Walker, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

House Bill No. 407, To allow McMinn County to levy and collect tax for roads.

Passed third reading by the following vote:

Ayes .....	74
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Chestnut, Corn, Cottrell, Cummings, Dickens, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Groner, Hall, Hardin, Hartley, Holman, Householder, Howell, Howland, Jordan, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—74.

A motion to reconsider was tabled.

House Bill No. 375, To fix time of holding court in the Fifth Judicial Circuit.

Senate Bill No. 194, on the same subject, was substituted for House bill.

Thereupon bill passed third reading.

A motion to reconsider was tabled.

House Bill No. 334, To allow Smith County to issue bonds for roads.

Passed third reading by the following vote:

Ayes .....	78
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Brooks, Burkhalter, Campbell, Chestnut,

Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—78.

A motion to reconsider was tabled.

House Bill No. 372, To create school district in Henderson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 373, To create school district in Henderson County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 57, To create school district in Henderson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 282, To allow Davidson County to issue bonds for court house and jail.

Senate Bill No. 212, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	78
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Groner, Hardin, Harris, Hartley, Howell, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Perry, Poston, Puryear, Rambo, Richmond, Royston, Schubert, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Waddell, Walker, Webb, Worley, York and Mr. Speaker Cunningham—78.

A motion to reconsider was tabled.

House Bill No. 21, To allow voters of Washington County to vote on stock law, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was tabled.

House Bill No. 387, To create school district in Dyer County.

Bill passed third reading.

A motion to reconsider was tabled.

House Bill No. 301, To amend charter of Newbern.

Passed third reading by the following vote:

Ayes .....	76
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Perry, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Stainback, Talant, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—76.

A motion to reconsider was tabled.

Mr. Hassell moved to make House Bill No. 136 a special order for 10:15 A. M., February 14.

The motion prevailed.

House Bill No. 325, To amend Act incorporating Big Sandy.

Passed third reading.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 312, authorizing an election to be held in the City of Knoxville on the question of abolishing the charter of said city and re-incorporating, passed by the Senate.

THOMAS, *Clerk.*

Senate Bill No. 59, To authorize cemetery companies to sell land.

Passed third reading by the following vote:

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Harris, Holman, Householder, Howell, Howland, Hudson, Jackson, Kenney, Kinsland, Lane, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Rambo, Richmond, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thomas, Thompson, Travis, Waddell, Walker, Wiggs, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 114, To amend Act creating jury commission for Williamson County, was taken up on Senate amendments.

The House concurred in the Senate amendments.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 277, To change time of holding Chancery Court in Blount County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 285, To amend road law for Sullivan County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 367, To abolish charter of Oneida.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 358, To change time of holding Quarterly Court in Cumberland County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 357, To change time of meeting of Cumberland County Revenue Commissioners.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 286, To authorize Clarksville to issue bonds for improvements.

Senate Bill No. 210, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	77
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Burkhalter, Campbell, Candler, Carden, Chestnut, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Knowles, Lane,\* Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Poston, Rambo, Richmond, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, Walker, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—77.

A motion to reconsider was laid on the table.

House Bill No. 287, To allow Clarksville to issue bonds for schools.

Senate Bill No. 209, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	75
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Garrison, Garrett, Gill, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Howland, Hudson, Jackson, Jestes, Kenney, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Poston, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—75.

A motion to reconsider was laid on the table.

#### BY CONSENT.

By consent, the following report was received:

MR. SPEAKER: Your Committee on Banks return House Bill No. 366, and recommend that it be referred to Committee on Judiciary; also recommend House Bill No. 45 be tabled.

HOWLAND, *Chairman.*

Mr. Peay moved to refer House Bill No. 366 to Committee on Judiciary.

The motion to refer prevailed.

By Mr. Schubert, House Joint Resolution No. 40, To retain Sergeant-at-Arms of the House for joint insurance committee.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bill No. 270, To amend charter of McKenzie, passed by the Senate; also to return House Bill No. 336, To allow water companies of certain towns to condemn land.

House Bill No. 342, To repeal Act creating turnpike board for Davidson County.

House Bill No. 385, To provide for railroad crossing highways in certain counties.

All substituted for Senate bills on same subject and passed by the Senate.

Also to return House Joint Resolution No. 34, To appoint committee to investigate railroad rate regulation, amended and concurred in by the Senate; also to return House Joint Resolution No. 31, relative to committee appointed under House Joint Resolution No. 35, tabled by the Senate; also to return House Joint Resolution No. 37, To investigate quality of illuminating oil used in the State; House Joint Resolution No. 39, extending time of sitting and increasing membership of joint investigating committee on insurance; both non-concurred in by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 278, To provide for railroads crossing highways in certain counties, passed by the Senate.

THOMAS, *Clerk.*

Mr. Scott moved to make House Bill No. 74 a special order at 10:45 A. M., February 14.

The motion prevailed.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, FEBRUARY 14, 1907.

THIRTY-NINTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue, who was appointed for the second half of the session.

On a call of the roll, 95 members were found to be present.

Members absent: Garnett, Gordon, Householder, Rowan, who were excused.

On motion, the reading of the Journal of Wednesday's proceedings was dispensed with.

SPECIAL ORDER.

The time fixed for consideration of House Bill No. 136, To establish a normal school in West Tennessee, having arrived, the bill was taken up and read by the Clerk.

Mr. Hassell moved to amend Section 1 by striking out the word "three" and inserting in lieu thereof "five;" amend by adding after Section 1 the following: "No two to be selected for the same county, and they shall be selected, one from the eastern, one from the northern, one from the southern and one from the central section of West Tennessee."

Amend Section 2 by inserting after the word accessibility the word, expense of living.

The amendment was adopted.

Pending consideration of House Bill No. 136, the time having arrived for the consideration of House Bill No. 74, on motion of Mr. York, action on the same was deferred until House Bill No. 136 was disposed of.

Mr. Stainback moved to postpone further action on the bill until March 16.

Mr. Murray moved to table.

The motion to table failed.

Mr. Stainback called for the previous question on motion to postpone.

The call was sustained.

Thereupon the motion to postpone failed.

Mr. Hassell called for the previous question on the passage of the bill.

The call was sustained.



Thereupon the bill passed third reading by the following vote:

Ayes .....	58
Noes .....	33

Representatives voting aye were: Messrs. Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Gill, Groner, Hall, Harris, Hartley, Hassell, Horton, Jackson, Jestes, Johnson, Kenney, Kinsland, Lockert, Marr, May, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Neal, Peay, Rambo, Schubert, Scott, Shea, Sneed, Tallant, Thrasher, Tatum, Thomas, Waddell, Walker, Webb, Wilkerson, York and Mr. Speaker Cunningham—58.

Representatives voting no were: Messrs. Armitage, Bradley, Campbell, Cooper of White, Corn, Cummings, Dickens, Edens, Galloway, Garrison, Hardin, Howell, Howland, Hudson, Knowles, Lane, Largent, Lipscomb, MacFarland, Miller of Monroe, Muse, Neeley, Perry, Poston, Puryear, Richmond, Royston, Sampson, Stainback, Thompson, Travis, Wiggs and Worley—33.

Mr. Benham moved to reconsider.

Mr. Hassell moved to table the motion to reconsider.

The motion to table prevailed.

#### EXPLANATION.

MR. SPEAKER: I am opposed to the appropriation, but voted aye for the purpose of entering a motion on the Journal to reconsider.

MEADOWS.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 7, 114, 170 and 211, and Senate Joint Resolution No. 22, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 7, 114, 170 and 211, and Senate Joint Resolution No. 22.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 355, 346, 395, 166, 262, 345, 333, 367, 383, 274, 358 and 208, and House Joint Resolution No. 40, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 74, To extend power of railroad companies in condemning property for water purposes, accompanied by committee amendment.

The amendment was adopted.

The hour having arrived for the consideration of special orders, same being House Bill No. 218, Mr. Holman moved to postpone further action on same until House Bill No. 74 was disposed of.

The motion prevailed.

Thereupon House Bill No. 74 passed third reading by the following vote:

Ayes .....	73
Noes .....	11

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jestes, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Marr, May, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neal, Peay, Poston, Puryear, Rambo, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Walker, Webb, White, Wiggs and York—73.

Representatives voting no were: Messrs. Bradley, Dixon, Dunavant, Everett, Largent, Matthews, Meadows, Muse, Perry, Travis and Wilkerson—11.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent, the following report was received:

MR. SPEAKER: Your Committee on Liquor Traffic begs leave to report as follows:

House Bills Nos. 403 for passage and 406 recommended for rejection.

BENHAM, *Chairman.*

By consent, House Bill No. 437, To provide how certain municipal corporations may be reincorporated.

Passed second reading; no reference.

House Bill No. 218, To amend the general game law.

On motion, action was postponed until 2:30 P. M. to-day.

SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bill No. 66, To repeal charter of Rock Creek.

Senate Bill No. 234, To allow farmers and agriculturists to enter into certain contracts.

Senate Bill No. 240, To provide Turnpike Board for Davidson County.

Senate Bill No. 241, To authorize appointment of Assistant Superintendent of Turnpikes in Davidson County.

Senate Bill No. 242, To repeal Section 3 of Acts of 1901, to amend Davidson County turnpike law.

Senate Bill No. 243, To authorize Nashville to issue park bonds.

Senate Bill No. 244, To change corporate limits of Nashville.

Senate Bill No. 245, To change line between Wilson and Trousdale Counties.

Senate Bill No. 246, To create Hickerson Taxing District.

Senate Bill No. 253, To create school district out of parts of Marion and Sequatchie Counties.

Senate Bill No. 265, To amend general game law.

Senate Bill No. 274, To repeal charter of Mount Pleasant.

Senate Bill No. 275, To repeal charter of Columbia.

Senate Bill No. 284, To allow Lawrence County to protect monument of Captain Wm. B. Allen.

Senate Bill No. 319, To authorize Humboldt to issue street bonds.

All passed by the Senate.

Also to transmit Senate Joint Resolution No. 24, To authorize Penitentiary Committee to employ accountants for investigating institutions. Adopted for conference.

Also to transmit Senate Bill No. 247, To provide manner of municipal corporations surrendering their charter, passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 355, To incorporate Hill City, substituted for Senate bill on same subject, amended and passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 136, To amend general game law. Passed by the Senate.

THOMAS, *Clerk.*

PETITIONS AND MEMORIALS.

By Mr. Marr, Petition from citizens of Davidson County, protesting against passage of bills giving away certain franchise rights.

On motion of Mr. Marr, the petition was read by the Clerk.  
Referred to Committee on Corporations.

By Mr. Howland, Petition from citizens of Marshall County protesting against cattle guards.

Referred to Committee on Railroads.

#### RESOLUTION LYING OVER.

Senate Joint Resolution No. 24, To authorize Penitentiary Investigating Committee to employ expert accountant, etc.

On motion, the House concurred in the resolution.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary returns the following bills with the following recommendations: Senate Bill No. 23, for passage; House Bills Nos. 34, 126, 198 and 396, for passage; a committee substitute bill is recommended for passage instead of House Bill No. 63; House Bills Nos. 6, 14, 170, 169 and 202, for table; House Bill No. 315, for Committee on Labor; House Bill No. 281 for Finance, Ways and Means Committee.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on Incorporations have considered House Bill No. 347, and recommended the same for passage.

W. B. SNEED, *Chairman.*

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend their passage: House Bills Nos. 209, 212 and 266, and House Joint Resolution No. 26.

COOPER, *Chairman.*

MR. SPEAKER: Your Committee on Agriculture reports for passage House Bill No. 427.

BRADLEY, *Chairman.*

MR. SPEAKER: Your Committee on Municipal Affairs recommends for passage House Bills Nos. 353, 369, 397, 388, 260, 321 and 378, and Senate Bill No. 228, and House Bill No. 330 for withdrawal.

CARDEN, *Chairman.*

#### SPECIAL ORDERS.

Mr. Worley moved to make House Bill No. 437 special order for 10:15 A. M., February 15.

The motion prevailed.

Mr. Sneed moved to make House Bill No. 347 special order for 3:15 P. M., February 14.

The motion prevailed.

Mr. Stainback moved to make House Bill No. 378 special order for 11 A. M., February 15.

The motion prevailed.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 21, 229, 285, 344, 357, 372 and 407, and find same correctly engrossed and ready for transmission to the Senate. Also House Bills Nos. 147, 192 and 194, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 273, To incorporate Lynnville, passed by the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. to-day.

#### AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion the roll call was dispensed with.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 218, To amend general game law having arrived, the bill was taken up and read by the Clerk.

On motion, Senate Bill No. 136, on same subject, was substituted for the House Bill.

By consent the following message was received:

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 89, To create school district in Henderson County; House Bill No. 152, To change corporate limits of Knoxville; House Bill No. 220, To create school district in Giles County; House Bill No. 234, To create school district in Wilson County. All passed by the Senate.

Also to return House Bill No. 367, To repeal charter of Oneida, substituted for Senate Bill on same subject and passed by the Senate.

Also to return House Bill No. 300, To create school district in Fentress County, amended and passed by the Senate.

Also to return House Bill No. 203, To authorize Knoxville to levy special school tax, tabled by the Senate.

Also to return House Bill No. 41, To repeal charter of Rock Creek, tabled by the Senate on its first reading.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 194, 192 and 147.

Thereupon consideration of Senate Bill No. 136 was resumed.

Mr. Perry moved to amend Section 17 after the word "collecting the same," in line 5 of said section, by inserting the following, "the payment of the sum of five thousand dollars to J. H. Acklen for expenditures heretofore made by him in the promotion of the work of said department and the payment of a salary for the State Warden not exceeding two thousand five hundred dollars per annum."

And by amending said Section 17, in line 7, of said section after the words "shall be" by adding the following words, "paid into the office of the State Treasurer to be used for school purposes, provided that no salary or expense shall be paid for said department except out of such receipts of cash as may come into the said department or provided for in this Act."

Mr. Candler moved to table.

The motion to table prevailed.

Mr. Scott offered the following amendment:

Amend as follows in Section 1, of line 7, after the words and figures "fine \$25.00" add "except it be on his own land," to Section 3, line 17, after the words "same Justices of the Peace" add "in said county."

Amend Section 15, line 184 and 185, by striking out where it says that rabbits are hereby declared to be game and they may be killed all seasons of the year.

Also by adding in line 232, after the word county, "that this law shall not affect any person hunting or trespassing on his own land.

Mr. Candler moved to table.

The motion to table prevailed.

Mr. Perry moved to amend Section 15, in lines 6 and 7 of said section, by striking out the sentence, "That rabbits are hereby declared to be game but they may be killed at all seasons of the year."

Mr. Benham moved to table.

The motion to table prevailed.

Mr. Wiggs offered the following amendment:

Amend Section 11 by striking out the words "June 1, March 1." And after the words "Humphreys and Perry" and inserting in lieu thereof the words "no close season."

Mr. Candler moved to table.

The motion prevailed.

Mr. Murray moved to amend Section — by providing that squirrels may be caught, shot or killed in Carroll County.

Mr. Benham moved to table.

The motion to table prevailed.

Mr. Everett moved to amend Section 8, line 53, by striking out "15th of November" and inserting "December 1."

Amend Section 11, line 165, by striking out "June First" and inserting "July 10."

Mr. Candler moved to table.

The motion to table prevailed.

Mr. Benham called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill failed on third reading by the following vote:

Ayes .....	46
Noes .....	43

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Candler, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Drummond, Edwards, Galloway, Gill, Hall, Hardin, Harris, Holman, Horton, Howell, Howland, Johnson, Kenney, Kinsland, Lane, Lipscomb, Lockert, Marr, May, MacFarland, Mitchell, Neal, Neeley, Peay, Puryear, Rambo, Sampson, Schubert, Sneed, Stainback, Tallant, Thrasher, Walker, Webb, White, York and Mr. Speaker Cunningham—46.

Representatives voting no were: Messrs. Askew, Bradley, Boucher, Brooks, Burkhalter, Campbell, Carden, Dickens, Donaldson, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Groner, Hartley, Howell, Hudson, Jackson, Knowles, Largent, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Montgomery, Morris, Murray, Muse, Perry, Poston, Richmond, Scott, Smith, Tatum, Thomas, Thompson, Travis, Wiggs, Wilkerson, Worley—43.

Mr. Benham entered motion on Journal to reconsider.

#### EXPLANATION.

The bill as amended in the State is arbitrary in its provisions as to killing squirrels in Benton County and does not provide for an open season for the general public.

D. B. THOMAS.

Mr. Stainback moved that when the House adjourn it adjourn to meet at 9 A. M. to-morrow.

The motion prevailed.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 347, To amend Act providing for the organization of corporations having arrived, the bill was taken up.

On motion, Senate Bill No. 337, on the same subject, was substituted for the House Bill.

Mr. Cummings moved to postpone consideration of same until March 15.

Mr. Sneed moved to table.

The motion to table prevailed.

Mr. Horton moved to place bill upon third reading and final passage.

Mr. Cummings moved to amend by striking out all after the words "companies without discrimination" to the end of the paragraph and substituting the following:

"No telephone or telegraph company shall have the right to construct its line or erect its fixtures along, over or under any street, avenue, alley or way, in any incorporated city, or town, until the question of allowing it to do so shall have been submitted to the qualified voters of such incorporated city or town, at an election held to ascertain the popular will in the premises, and a majority vote shall have been cast in favor of granting such right, and it shall be mandatory upon the Mayor or other chief officers of any such city or town, to hold such election upon the request of the company, and they deposit with him a sum of money sufficient to pay the expense of such election."

Mr. Cunningham moved to table the amendment.

The motion to table prevailed by the following vote:

Ayes.....	50
Noes.....	43

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hall, Hardin, Hassell, Holman, Horton, Howell, Hudson, Knowles, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Neal, Neeley, Peay, Perry, Puryear, Richmond,



Schubert, Scott, Smith, Sneed, Thrasher, Tatum, Wiggs, Worley and Mr. Speaker Cunningham—50.

Representatives voting no were: Messrs. Armitage, Baldrige, Benham, Brooks, Candler, Chestnut, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Edens, Groner, Harris, Hartley, Howland, Jackson, Johnson, Kenney, Kinsland, Lane, Lockert, Marr, Miller of Monroe, Morris, Murray, Muse, Poston, Rambo, Sampson, Stainback, Tallant, Thomas; Thompson, Travis, Waddell, Walker, Webb, White, Worley, York—43.

BY CONSENT.

By consent, the following report was received:

MR. SPEAKER: Your Committee on Liquor Traffic recommended Senate Bill No. 40, with amendment, for passage.

ALBERT BENHAM, *Chairman*.

Mr. Cummings moved to amend Section 1 by providing that the consent of the municipal government, when such corporations propose to do business, must first be obtained.

Mr. Puryear moved to table.

The motion to table prevailed by the following vote:

Ayes.....	50
Noes.....	40

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of White, Dickens, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hall, Hardin, Horton, Howell, Hudson, Kenney, Knowles, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Neeley, Peay, Perry, Puryear, Richmond, Sampson, Schubert, Scott, Smith, Sneed, Thrasher, Tatum, Wiggs, Wilkerson and Mr. Speaker Cunningham—50.

Representatives voting no were: Messrs. Armitage, Baldrige, Benham, Brooks, Candler, Chestnut, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Edens, Groner, Harris, Hartley, Holman, Howland, Jackson, Johnson, Kinsland, Lane, Marr, May, Miller of Monroe, Murray, Muse, Puryear, Rambo, Stainback, Tallant, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Worley, York—40.

Mr. Lane moved to amend so as not to include Williamson County.

Mr. MacFarland moved to table.

The motion to table prevailed.

Mr. Horton called for the previous question on the passage of the bill.

The call failed for want of a constitutional majority by the following vote:

Ayes.....	54
Noes.....	32

Representatives voting aye were: Messrs. Armitage, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of White, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hardin, Hassell, Holman, Horton, Howell, Hudson, Jackson, Knowles, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Schubert, Scott, Sneed, Thrasher, Tatum, Thompson, Webb, Wiggs, Wilkerson and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Armitage, Baldrige, Benham, Brooks, Candler, Chestnut, Corn, Cummings, Dickens, Dixon, Donaldson, Groner, Hall, Harris, Hartley, Howland, Johnson, Kinsland, Lane, Marr, May, Miller of Monroe, Muse, Stainback, Tallant, Thomas, Travis, Waddell, Walker, White, Worley, York—32.

Mr. Dixon moved to postpone action until March 20.

Mr. MacFarland moved to table.

The motion to table failed.

Mr. Puryear called for the previous question on the passage of the bill.

The call failed for want of a constitutional majority by the following vote:

Ayes.....	49
Noes.....	42

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hardin, Hassell, Horton, Howell, Hudson, Jackson, Kenney, Knowles, Largent, Matthews, MacFarland, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Neal, Neeley, Peay, Perry, Puryear, Rambo, Schubert, Scott, Sneed, Thrasher, Tatum, Thompson, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—49.

Representatives voting no were: Messrs. Armitage, Baldrige, Benham, Brooks, Candler, Chestnut, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens,

Groner, Hall, Harris, Hartley, Holman, Howland, Johnson, Kenney, Kinsland, Lane, Lipscomb, Lockert, Marr, May, Murray, Muse, Poston, Richmond, Smith, Stainback, Tallant, Thomas, Travis, Waddell, Walker, White and Worley—42.

Mr. Worley moved that further consideration of bill be postponed and the bill be placed in regular order on the calendar.

Mr. Puryear moved to table motion to postpone.

The motion prevailed.

Mr. Benham moved to postpone consideration until March 21.

The motion failed.

Mr. Marr moved to amend by striking out all after the words "companies without discrimination," to the end of the paragraph, and substituting the following: "When said telephone or telegraph company shall pay the royalty or franchise demanded by any municipality or county before it enters said municipality or county."

Mr. Wilkerson moved to table.

The motion to table prevailed.

#### BY CONSENT.

By consent, the following report was received:

MR. SPEAKER: Your Committee on Rules beg leave to report that we recommend that further debate on Senate Bill No. 237 be limited to fifteen minutes on each side.

PURYEAR, *Chairman.*

Mr. Puryear moved to adopt report of committee.

Mr. Cummings moved to table.

The motion to table failed by the following vote:

Ayes .....	37
Noes .....	52

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Brooks, Candler, Corn, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Drummond, Edens, Groner, Harris, Hartley, Holman, Howland, Johnson, Kinsland, Lane, Lockert, Marr, Miller of Monroe, Murray, Muse, Poston, Richmond, Smith, Stainback, Tallant, Thomas, Travis, Waddell, Walker, White and Worley—37.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Dickens, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hardin, Hassell, Horton, Howell, Hudson, Jackson, Kenney, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Mont-

gomery, Morris, Neal, Neeley, Peay, Perry, Puryear, Rambo, Sampson, Scott, Sneed, Thrasher, Tatum, Thompson, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—52.

Thereupon the report of the committee was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	51
Noes .....	38

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Dickens, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Hardin, Hassell, Holman, Horton, Howell, Jestes, Knowles, Largent, Lipscomb, Lockert, Matthews McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Neeley, Peay, Perry, Puryear, Richmond, Schubert, Scott, Sneed, Thrasher, Tatum, Thompson, Wiggs, Wilkerson and Mr. Speaker Cunningham—51.

Representatives voting no were: Messrs. Armitage, Benham, Brooks, Candler, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Edens, Groner, Hall, Harris, Hartley, Howland, Jackson, Johnson, Kenney, Kinsland, Lane, Marr, May, Murray, Muse, Poston, Rambo, Sampson, Stainback, Tallant, Thomas, Travis, Waddell, Walker, Webb, White, Worley and York—38.

Mr. Bradley moved to reconsider.

Mr. Horton moved to table motion to reconsider.

The motion to table prevailed.

#### EXPLANATION.

I vote no because this bill takes from every local town, village, city or other municipality or county its time-honored common law right of local self-government as to its right to control franchises in its confines.

W. B. MARR.

House Bill No. 403, To allow Knoxville to vote on question of abolishing charter.

On motion, Senate Bill No. 312, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

By Mr. Puryear, House Joint Resolution No. 41, to amend resolution fixing time for recess.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

Mr. Stainback moved to make House Bill No. 378 special order for 9:15 A. M., February 15.

The motion prevailed.

Thereupon the House adjourned until 9 o'clock to-morrow.

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FRIDAY, FEBRUARY 15, 1907.

FORTIETH DAY.

The House met at 9 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Rev. S. M. Cherry.

On a call of the roll 93 members were found to be present.

Members absent: Gordon, Householder, Garnett, Brooks, Miller of Monroe, Rowan, who were excused.

On motion, the reading of the Journal of Thursday's proceedings was dispensed with.

SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 248, To create school district in Sequatchie County, passed by the Senate.  
THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 62 for the signature of the Speaker of the House.

Also to return House Bills No. 147, 192 and 194, signed by the Speaker of the Senate.  
THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 289, To amend charter of Memphis, passed by the Senate.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bill No. 62.

BY CONSENT.

By consent, House Bill No. 369, To abolish charter of Columbia, was taken up.

On motion, Senate Bill No. 275, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 355, To incorporate Hill City.

On motion, the House concurred in Senate amendments.

House Joint Resolution No. 34, To fix number of committee to investigate railroad rates.

The House concurred in the Senate amendments.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Puryear, House Joint Resolution No. 42, To authorize the appointment of committee to draft revenue and assessment bills.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 41 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

#### SPECIAL ORDER.

The hour of 9:15 A. M. having arrived, the time fixed for the consideration of House Bill No. 378, To modify and change form of government in Memphis, the bill was taken up.

On motion, the House Bill was amended to conform to Senate Bill on the same subject.

On motion, the Senate Bill No. 289, on same subject, was substituted for House Bill. Thereupon the Senate Bill was taken up and read by the Clerk.

#### PERSONAL PRIVILEGE.

Mr. Cooper of Shelby rose to a question of personal privilege and stated that the pure food bill had been taken from his possession and altered.

Mr. Marr rose to a question of personal privilege and stated that the pure food bill had been altered and made a motion that 500 copies of the original bill be printed for members of the House.

The motion prevailed.

By consent, the following messages were received:

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit to the House for the signature of the Speaker, Senate Bills Nos. 59, 89, 91, 154, 209, 225, 237, 312 and Senate Joint Resolution No. 24.

THOMAS, *Clerk.*

COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills have carefully compared House Joint Resolution No. 42 and find same to be correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 367, 220, 89, 336, 114, 342, 256, 385, 19; also Senate Bills Nos. 312, 59, 89, 91, 154, 209, 225, 237, and Senate Joint Resolution No. 24.

MESSAGES FROM SENATE.

MR. SPEAKER: I am directed to return House Bills Nos. 19, 89, 114, 220, 336, 342, 256, 367, 385, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Joint Resolution No. 41, To fix hour of adjournment for recess, concurred in by the Senate.

THOMAS, *Clerk.*

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith present to you House Bills Nos. 91, 185, and 280, which he has approved. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 34 and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 34.

ENROLLED BILLS.

Your Committee on Enrolled Bills have carefully compared House Joint Resolution No. 41 and find same correctly enrolled and ready for the signature of the Speaker.

HALL, *Chairman pro tem.*

SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 41.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 34 and House Joint Resolution No. 41, same having been signed by the Speaker of the Senate. THOMAS, *Clerk.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 26, directing Educational Committee to make certain investigations, adopted for concurrence; Senate Bill No. 152, To validate charter when acknowledgements are defective; also transmit Senate Bill No. 271, To create school district in Van Buren County; Senate Bill No. 235, To prevent violations of contracts. All passed by the Senate.

Also to return House Bill No. 229, To create County Judge for Anderson County; House Bill No. 208, To amend charter of Chattanooga, both substituted for Senate Bills on the same subject and passed by the Senate.

Also to return House Bill No. 5, To amend Juvenile Court law, amended and passed by the Senate.

Also to return House Joint Resolution No. 33, To increase number of members of investigating committees, concurred in by the Senate.

Also to return House Bill No. 407, To enable certain counties to issue road bonds, substituted for Senate Bill on same subject and passed by the Senate. THOMAS, *Clerk.*

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith present House Joint Resolution No. 41, which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*



ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that it has carefully compared House Joint Resolution No. 33 and find same correctly enrolled and ready for the signature of the Speaker.

HALL, *Chairman pro tem.*

SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 33.

SENATE MESSAGES.

The following messages were received:

MR. SPEAKER: I am directed to return House Joint Resolution No. 40, To allow Insurance Investigating Committee to employ officers to attend said committee, amended and concurred in by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 155 and 275 for the signature of the House; also to return House Joint Resolution No. 33, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 237, To extend corporate limits of Nashville, passed by the Senate; also to return House Bill No. 326, To extend corporate limits of Nashville, amended and passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed by the Senate to ask the return of House Joint Resolution No. 39, To increase membership of Insurance Investigating Committee.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 275 and 155.

SENATE BILL NO. 289.

At the conclusion of the reading of the bill, Mr. Chestnut moved to amend by striking out Section 29 of Article 8 and substituting therefor: *Be it further enacted*, that for the purpose of electing the officers provided for in this Act, the Act shall take effect on the first Thursday in November, 1909, but for all other purposes it shall take effect on the first day of January, 1910, after the terms of office of the present Mayor has expired, the public welfare requiring it.

Mr. Fielder moved to table the amendment.

The motion to table prevailed.

Mr. Stainback called for the previous question on the passage of the bill.

The call was sustained.\*

Thereupon the bill failed on third reading for want of a constitutional majority, by the following vote:

Ayes .....	44
Noes .....	36

Representatives voting aye were: Messrs. Benham, Candler, Carden, Cooper of Shelby, Cummings, Dixon, Dickens, Dyer, Edwards, Fielder, Garrison, Gill, Groner, Hall, Harris, Horton, Howland, Jackson, Johnson, Kenney, Lane, Largent, Lockert, Marr, Matthews, MacFarland, Miller of Tipton, Morris, Murray, Neal, Perry, Poston, Puryear, Richmond, Shea, Sneed, Thrasher, Thompson, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—44.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Donaldson, Drummond, Dunavant, Everett, Hardin, Hartley, Holman, Howell, Hudson, Knowles, May, McElroy, Meadows, Mitchell, Muse, Neeley, Peay, Rambo, Smith, Stainback, Tallant, Tatum, Thomas, Travis, Walker, Webb—36.

Mr. Stainback entered on Journal a motion to reconsider.

#### EXPLANATION.

MR. SPEAKER: We desire to explain our vote on the Memphis charter amendment bill.

It is insisted by those elected to represent Shelby County that a new form of government is absolutely necessary to the city of Memphis and that the abolition of the offices is merely an incident. This proposition is denied by those who oppose the bill, and we are in doubt as to the real motives. We consider it our duty to the local delegation to give them the benefit of the doubt. We oppose, as a general proposition, legislating out of office any man by the people elected, and if we felt sure that the real purpose of the bill is to do that, we would vote against it.

S. E. MURRAY,  
A. L. GARRISON.

ON SENATE AMENDMENTS.

House Joint Resolution No. 40, Relative to Insurance Committee.

The House concurred in the Senate amendments.

COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills have carefully compared House Bill No. 237, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

SIGNED.

The Speaker announced that he had signed House Bill No. 237.

APPOINTMENTS.

On House Bill No. 185, To erect Governor's mansion, the Speaker appointed T. C. Gordon.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 237, signed by the Speaker of the Senate.

THOMAS, *Clerk*.

HOUSE BILLS ON THIRD READING.

House Bill No. 386, To provide for railroad crossings in certain counties.

Senate Bill No. 278, on same subject, was substituted for House Bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

APPOINTMENTS ANNOUNCED.

The following committee on the part of the House to investigate the charitable institutions was announced by Mr. Speaker Cunningham: Messrs. Wilkerson, McElroy, Dyer, Richmond, Harris, Cottrell.

HOUSE RESOLUTION.

By Mr. Dixon, House Resolution No. 52, To fix per diem of porters of House and hall.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

### HOUSE BILL ON THIRD READING.

House Bill No. 321, To allow Nashville to issue bonds for park purposes.

Senate Bill No. 243, on same subject, was substituted for the House Bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Burkhalter, Campbell, Candler, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Gill, Groner, Hall, Hardin, Hartley, Holman, Horton, Howell, Howland, Jackson, Johnson, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McFarland, Meadows, Miller of Tipton, Mitchell, Morris, Murray, Muse, Neal, Peay, Perry, Puryear, Richmond, Schubert, Scott, Shea, Sneed, Stainback, Thrasher, Tatum, Thomas, Waddell, Walker, Webb, Wilkerson, Worley and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

### HOUSE RESOLUTION.

By Mr. Cooper of Shelby, House Resolution No. 53, To appoint committee to investigate changes made in Marr Pure Food Bill.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

### APPOINTMENTS ANNOUNCED.

The following committee was announced by Mr. Speaker Cunningham to investigate the Educational institutions: Messrs. Peay, Fielder, Howland, Jackson, Smith and Wiggs, as authorized by House Joint Resolution No. 8.

Committee on part of the House to investigate agricultural interests of the State: Messrs. Bradley, Meadows, Hudson, Thomas, Everett and May.

Committee on part of the House to investigate penitentiary: Messrs. MacFarland, Burkhalter, Hassell, Perry, Poston, Worley.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to transmit herewith House Bills Nos. 19, 89, 114, 147, 192, 194, 342, 220, 237, 256, 336, 367 and 385, and House Joint Resolution No. 34, to all of which he has approved.

W. D. SCRUGGS, *Secretary to the Governor.*

Mr. Dixon called up motion entered on Journal to reconsider action of House on House Bill No. 296.

On motion, the motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 273, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

ON SENATE AMENDMENTS.

House Bill No. 5, To amend Juvenile Law.

On motion, the House concurred in Senate amendments.

House Bill No. 331, To change corporate limits of Nashville.

Senate Bill No. 244, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was laid on the table.

SIGNED.

The Speaker announced that he had signed House Bill No. 273.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Joint Resolution No. 39, To increase number of Investigating Committee, concurred in by the Senate.

THOMAS, *Clerk.*

By Mr. Marr, House Resolution No. 54, To authorize Superintendent of the Capitol to retain two porters during recess.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

APPOINTMENTS ANNOUNCED.

The following porters were announced for the last half of the session, by Mr. Speaker Cunningham: Sylvanus Martin, Doc Brocken, Jim Hayes, Bob Hartley and Ike Oldham.

ON SENATE AMENDMENTS.

House Bill No. 124, To amend charter of Shelbyville.  
On motion, the House concurred in Senate amendments.

ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 52, and find same correctly enrolled and ready for the signature of the Speaker of the House.

WADDELL, *Chairman.*

COMMITTEE ANNOUNCED.

Mr. Speaker Cunningham announced the following committee to investigate the disappearance of the Marr Pure Food Bill, authorized under House Resolution No. 53: Messrs. Cooper of Shelby, Marr and Schubert.

SIGNED.

The Speaker announced that he had signed House Resolution No. 52.

On motion of Mr. Kenney, House Bills Nos. 51 and 332 were referred to special Committee to Investigate Railroad Rates.

ON SENATE AMENDMENTS.

House Bill No. 326, To extend corporate limits of Nashville.  
On motion, the House concurred in Senate amendments.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 39, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Resolutions Nos. 53 and 54, and find the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 39 and House Bill No. 273, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

APPOINTMENTS ANNOUNCED.

The following committee on part of House to draft revenue and assessment bill, authorized under House Joint Resolution No. 42, was announced by Mr. Speaker Cunningham: Messrs. Cooper of Shelby, Neal and Cummings.

SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 39 and House Resolutions Nos. 53 and 54.

MESSAGES FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith present to you House Bill No. 273, which he has approved.

Respectfully, W. D. SCRUGGS, *Secretary to the Governor.*

MR. SPEAKER: By direction of the Governor, I herewith present to you House Joint Resolutions Nos. 33 and 39, which he has approved.

Respectfully, W. D. SCRUGGS, *Secretary to the Governor.*

APPOINTMENTS ANNOUNCED.

The following committee on part of the House, under House Joint Resolution No. 30, to investigate insurance conditions, was announced by Mr. Speaker Cunningham: Messrs. Schubert, Stainback, Matthews, Kenney and Candler.

The following committee on the part of the House, under House Joint Resolution No. 29, to investigate the office of Secretary of State, was announced by Mr. Speaker Cunningham: Messrs. Holman, Murray and Groner.

The following committee on the part of the House, under House Joint Resolution No. 34, was announced by Mr. Speaker Cunningham: Messrs. Lane, Puryear and Muse.

Thereupon the House was declared adjourned by Mr. Speaker Cunningham, to meet again at 2:30 o'clock P. M. March 12, 1907.

TUESDAY, MARCH 12, 1907.

FORTY-FIRST DAY.

The House met at 2:30 P. M., pursuant to adjournment of February 15, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll 92 members were found to be present.

Members absent: Messrs. Benham, Brooks, Groner, Kinsland, Morris, Rambo and Wiggs.

On motion, the reading of the Journal was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 19, To investigate the telephone business of this State, tabled by the Senate.

Also to return House Joint Resolution No. 23, To appoint committee to draft revenue and assessment bills.

THOMAS, *Clerk.*

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 152, 5, 229, 234, 265, 326, 355 and 407, and House Joint Resolution No. 40, and find the same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 277, 387, 301, 340, 373, 325, 136, 296, 74, 121, 361, 235, 338, 334 and 339, and find the same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

INTRODUCTION OF RESOLUTIONS.

By Mr. Gordon, House Joint Resolution No. 43, To prevent any further recess of the General Assembly until final adjournment.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Stainback moved to table.

The motion to table failed.

Mr. Gordon moved to amend by saying for a longer period than three days.

The amendment was adopted.

Mr. Stainback moved to table the resolution as amended.

The motion to table prevailed.



By Mr. Burkhalter, House Joint Resolution No. 44, To invite Hon. W. J. Bryan to address the Legislature.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### INTRODUCTION OF BILLS.

By Mr. Candler, House Bill No. 441, To amend Act incorporating Athens.

Passed first reading.

By Mr. Candler, House Bill No. 442, To authorize McMinn County to issue bonds for school purposes.

Passed first reading.

By Mr. Corn, House Bill No. 443, To redistrict Marion County.

Passed first reading.

By Mr. Corn (by request), House Bill No. 444, To incorporate Richard City.

Passed first reading.

By Mr. Cummings, House Bill No. 445, To amend the election laws in certain counties.

Passed first reading.

By Mr. Cummings, House Bill No. 446, To amend election law in certain counties.

Passed first reading.

By Mr. Dunavant, House Bill No. 447, To permit husband to testify for and versus wife.

Passed first reading.

By Mr. Dunavant, House Bill No. 448, To permit wife to testify for and against husband.

Passed first reading.

By Mr. Edens, House Bill No. 449, To authorize Elizabethton to issue bonds for school purposes.

Passed first reading.

By Mr. Edens, House Bill No. 450, To incorporate Butler, Johnson County.

Passed first reading.

By Mr. Garrison, House Bill No. 451, To amend Act regulating sale of bulk of stock of merchandise, etc.

Passed first reading.

By Mr. Garnett, House Bill No. 452, To relocate line between Warren County and certain counties.

Passed first reading.

By Mr. Hall, House Bill No. 453, To change time of holding Quarterly Court in Shelby County.

Passed first reading.

By Mr. Hartley, House Bill No. 454, To amend charter of Har-  
riman.

Passed first reading.

By Mr. Horton, House Bill No. 455, To provide for appeals in  
case of death sentence.

Passed first reading.

By Messrs. Kenney and Chestnut, House Bill No. 456, To pro-  
mote competition in trade and regulate monopolies.

Passed first reading.

By Mr. Jestes, House Bill No. 457, To provide for education  
of children in certain counties.

Passed first reading.

By Mr. Lane, House Bill No. 458, To provide for bills of ex-  
ception in certain cases.

Passed first reading.

By Mr. Lane, House Bill No. 459, To provide for regulation of  
certain corporations.

Passed first reading.

By Messrs. Marr and Matthews, House Bill No. 460, To require  
street railways to equip cars with protecting fenders in front.

Passed first reading.

By Mr. May, House Bill No. 461, To allow Jonesboro to issue  
bonds for water works.

Passed first reading.

By Mr. Murray, House Bill No. 462, To allow Huntingdon to  
issue bonds for streets.

Passed first reading.

By Mr. Murray, House Bill No. 463, To repeal three wire fence  
law.

Passed first reading.

By Mr. Neal, House Bill No. 464, To require corporations and  
others to make certain statements regarding settlement of lands.

Passed first reading.

By Mr. Scott, House Bill No. 465, To regulate attendance of  
witnesses in other counties than their own.

Passed first reading.

By Mr. Scott, House Bill No. 466, To define what constitutes  
record in criminal cases.

Passed first reading.

By Mr. Scott, House Bill No. 467, To define what shall be sep-  
arate estate of females.

Passed first reading.

By Mr. Shea *et als*, House Bill No. 468, To make female per-  
sons eligible to office of notary public.

Passed first reading.

By Mr. Shea, House Bill No. 469, To amend charter of Collier-ville.

Passed first reading.

By Mr. Smith, House Bill No. 470, To put county clerks on same basis as circuit clerks.

Passed first reading.

By Mr. Tallant, House Bill No. 471, To amend Act changing line between Bradley and James Counties.

Passed first reading.

By Mr. Tallant, House Bill No. 472, To allow Bradley County to issue bonds for roads.

Passed first reading.

By Mr. Thrasher, House Bill No. 473, To authorize McNairy County to issue bonds for roads.

Passed first reading.

By Mr. White, House Bill No. 474, To protect cultivation of ginseng.

Passed first reading.

By Mr. White, House Bill No. 475, To create civil district in Claiborne County.

Passed first reading.

By Mr. White, House Bill No. 476, To create school district in Claiborne County.

Passed first reading.

By Mr. York, House Bill No. 477, To provide for education of children in certain counties.

Passed first reading.

By Mr. Cunningham, House Bill No. 478, To abolish charter of Clarksville.

Passed first reading.

By Mr. Cunningham, House Bill No. 479, To amend Act establishing Court of Chancery Appeals.

Passed first reading.

By Mr. Cunningham, House Bill No. 480, To incorporate Clarksville.

Passed first reading.

By Mr. Cunningham, House Bill No. 481, To authorize Clarksville to issue bonds for water works.

Passed first reading.

By Mr. May, House Bill No. 482, To authorize construction of dam across Nalochucky River.

Passed first reading.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 5, 152, 229, 234, 265, 326, 355 and 407.

Also House Joint Resolution No. 40.

PERSONAL PRIVILEGE.

Mr. Speaker Cunningham rose to a question of personal privilege relative to a resolution adopted by the City Council of Nashville condemning certain utterances made by him on the floor of the House during the debate on Senate Bill No. 237, popularly known as the Talbert Bill.

The following remarks of the Speaker upon this subject were, upon motion, ordered spread upon the Journal of the House:

MR. SPEAKER: I rise to a question of personal privilege. On the floor of this House, during the afternoon session of February 14, in discussing Senate Bill No. 237, popularly known as the Talbert Bill, I made the following statement in reference to the City Council of Nashville: "The City Council is owned, dominated and controlled, it would seem, by the Cumberland Telephone Company."

During this discussion I did not mention by name or refer directly or indirectly to either the Mayor of the city of Nashville or to any individual member of the City Council.

The speech that I made on that occasion was reported in the three daily papers in Nashville, the *American*, *Banner* and *Times*. The account in the *Times* attributed to me language which I never uttered, and though the report in this paper was different from that in the other two papers, the City Council of Nashville, apparently seeking a chance to defend accusations against themselves, elected to accept the false account of my speech in the *Times* as the true one, and adopted a resolution based upon that language, attacking me in a vulgar and abusive resolution incompatible with the dignity of the legislative department of the city of Nashville.

The coarse and vituperative resolution, as passed by the twenty-three members of the City Council, and approved and heartily endorsed by the Mayor, and the proceedings of that body, as reported in the *American* of March 1, 1907, are as follows:

## J. T. CUNNINGHAM IS DENOUNCED.

COUNCIL BITTERLY RESENTS THE SPEECH OF THE SPEAKER IN  
TALBERT BILL DEBATE.

SCORCHING RESOLUTION INTRODUCED BY BASKETTE, WHO REFERS TO  
LEGISLATOR AS "CONTEMPTIBLE HOUND"—"LIE" SUB-  
STITUTED FOR "FALSEHOOD" AND PASSED.

Excoriating John T. Cunningham, Speaker of the House of Representatives of the General Assembly of the State of Tennessee, a resolution, probably the most caustic ever introduced in the City Council of Nashville, was offered by Councilman John H. Baskette and unanimously adopted Thursday night. The resolution was evoked by published reports of a speech delivered by Speaker Cunningham during the consideration of the Talbert bill on the floor of the House on February 15, in the course of which the Speaker severely condemned the City Council and asserted that it was owned by the Cumberland Telephone Company. By its resolution, the Council accuses Mr. Cunningham of uttering a "wilful, deliberate and malicious lie." In the original resolution the word "falsehood" was used in two instances, but the Council demanded a stronger term and, on motion of Mr. Wrenne, the word "lie" was substituted. The resolution, as amended, is as follows:

### RESOLUTION ADOPTED.

"WHEREAS, On February 15, 1907, during the debate in the House of Representatives of the General Assembly of the State of Tennessee, on Senate Bill No. 237, popularly known as the 'Talbert' bill, John T. Cunningham, the Speaker of the House, saw fit to leave the chair and deliver a most insulting tirade against the City Council of Nashville; and,

"WHEREAS, The following report of what was said in substance by the said Cunningham appeared in the *Nashville Times* February 16, 1907:

"One of the sensational speeches for the bill was that of Speaker Cunningham. He said the City Council of Nashville was owned by the Cumberland Telephone Company; that it wanted a monopoly and would resort to almost any means to bring this about. In no uncertain terms Mr. Cunningham hurled stinging accusations at the telephone people and the Nashville City Council. He likened the City Council to a lot of sucklings crying for a sugar "teat." The "teat," he said, has been furnished by the telephone company; and,

"WHEREAS, It is fair to assume that the above-quoted statement, or ones similar thereto, which appeared in other Nashville papers, came under the notice of said Cunningham, and he has not, so far as this body is advised, seen fit to contradict or repudiate the same; and,

"WHEREAS, The statement above referred to is a lie of the whole cloth, either wilfully and maliciously uttered or else recklessly made on information proceeding from sources directly and peculiarly interested in the Home Telephone Company, a course which no honorable, upright and decent man would pursue; and,

"POT-HUNTING POLITICIANS."

"WHEREAS, It is, as a rule, beneath the dignity of this body to take any notice of the statements or declarations made in regard to it and its members by pot-hunting politicians and pettifoggers, to which class the said Cunningham unmistakably belongs, yet in this instance, because of the position held by the said Cunningham at the time the statement was made, as well as the place where it was made, it is deemed proper to deviate from this usage.

*Be it therefore Resolved*, By the Mayor and City Council of Nashville, That John T. Cunningham, in charging that the City Council of Nashville was a body of corruptionists, owned and controlled by the Cumberland Telephone Company, was guilty of uttering a wilful, deliberate and malicious lie. Such reckless and ungrounded statements are fit for the police court, where, no doubt, the Speaker has had considerable experience, but they could never have been made on the floor of the Legislature of the State of Tennessee by any one worthy of membership in the General Assembly, unless that body has sadly deteriorated in the personnel of its membership, a fact which is self-evident if the rank and file of the members are to be judged by the attributes of their Speaker.

*"Be it further Resolved*, That a copy of this resolution be spread upon the minutes of the Council, as a lasting witness of the contempt in which this body holds the said Cunningham and all others of his class."

"CONTEMPTIBLE HOUND."

Before action on the resolution was taken, Mr. Baskette, who, it is relevant to state, was Chairman of the committee which had charge of the franchise measure of the Home Telephone Company, addressing the Council, said that it had been a custom in Nashville for every contemptible little scoundrel to apply to the

Council abusive epithets. "I wish to denounce this statement made by this contemptible hound," said Mr. Baskette, referring to the statement quoted in the resolution, and attributed to Mr. Cunningham, "as a lie, and the utterer of it a liar."

Continuing, Mr. Baskette said he had addressed a courteous letter to Mr. Cunningham, inquiring if he had made the statements relative to the Council which were attributed to him by the local press, and had enclosed with his letter a stamped envelope, but that his letter had been ignored.

Twenty-three Councilmen were present and every one voted for the resolution.

Ordinarily such exhibitions of billingsgate and indecent language should pass unnoticed, being in themselves sufficient condemnation of their authors, and would be ignored by me in this case did not this resolution reflect directly upon the House of Representatives as a whole, and indirectly upon it by the attack on its presiding officer.

Refreshing your memories, gentlemen of the House, by a repetition of my remarks, which indicated that the actions of the City Council of Nashville upon the telephone question made it appear as though the Cumberland Telephone Company was supreme in Nashville, I desire to call your attention to the facts upon which these statements were based, so that you may judge of my justification.

Not being a citizen of Davidson County, the information upon which my remarks were based were editorials, news items, communications and the public utterances and actions of officials and of candidates for municipal offices who are now city officials, which were published in the Nashville press, and which are far harsher and more severe than aught I have said. And yet, strange as it may seem, these critics and detractors of the City Council and officials of Nashville passed unheeded and unnoticed by the City Council as long as victory crowned the efforts of the Cumberland Telephone and Telegraph Company in its struggle to prevent competition; and the first speech to which exception was taken, though far less severe than other criticisms unnoticed by the City Council, was coincident with the first defeat suffered by the telephone trust in its many political battles to perpetuate its monopoly.

For five years, under a referendum clause in the city charter, which, during the pendency of the Talbert bill, suddenly became so dear to the hearts of the City Councilmen, the City Council of Nashville had refused to submit five applications for competing telephone franchises in Nashville to the electors of that city for their acceptance or rejection, and the prevention of this

question had been effected by the manipulations of the Cumberland Telephone Company.

The struggle for the submission of this question to the voters of Nashville for determination culminated in December, 1905, in the City Council giving the telephone trust an exclusive franchise in Nashville.

This exclusive privilege was not given by the City Council in obedience to the people's will, as expressed at the ballot box, or in deference to mass meetings of citizens requesting such legislation, or other evidence of popular demand, but in direct violation of the pledges and promises made by many of the Councilmen while candidates, and in wanton disregard of the wishes of the people, as expressed in the election of the city officials who granted this franchise.

According to the *Nashville American* of May 20, 1905, the question of whether a competing telephone franchise should be submitted to the voters of Nashville for their determination was the issue in the municipal campaign which ended on May 18, 1905, in the nomination of the city officials who were inducted into office during the following October.

In discussing this question in its editorial columns, the *Nashville American* said: "It was the issue of issues in more than half the wards, as evidenced by the desperate efforts to re-elect some of the Councilmen who had voted against the Home Company's bill.

"It was the issue in the Mayor's race also, as the whole power of the telephone combination was invoked in the effort to defeat Morris. For any sensible man to try to deny these facts only shows his lack of common sense."

Mayor Morris, then a candidate, gave the question of telephone competition a prominent part in an open letter to the voters of Nashville, written on May 17, 1905, the eve of the municipal primary. On this question he said:

"If elected Mayor, I will not close the door of progress by repelling capital seeking investment in Nashville, and the City Council shall not deny the people the right to vote on a legitimate enterprise like that of the Home Telephone Company without a vigorous message from me, telling them that their conduct is without precedent, a disgrace and public scandal.

"I am not opposed to any corporation that does business in Nashville, but I am opposed to, and will fight to the bitter end, the methods employed by the chief lobbyist of the Cumberland Telephone Company, Victor Emanuel Shwab. This man has done more to debauch the politics of Nashville than any ten other evil spirits. This man is supporting Williams with all his strength,



and the election of Williams means the continued political supremacy of this man. My election means his political death.

"I have stated my position upon all public questions, and I will fulfill, if elected, every pledge I have made, so that at the end of my administration I will not be forced to the pot-house politics of hiding broken promises beneath libel suits to close the mouths of my critics."

"The fight to the bitter end" declared by Candidate Morris on May 17, 1905, came to a speedy, if not bitter, end in December, 1905, when the City Council entered into a contract with the Cumberland Telephone Company, born full-grown in a bed of secrecy, giving that company exclusive privileges in Nashville.

During the pendency of this application of the Home Telephone Company and the aforecasted defeat of it by the Cumberland contract, the vigorous message from the Mayor, telling the City Council their conduct was without precedent, a disgrace and public scandal, never reached the City Council, and the only message from the Mayor on the telephone question was the one approving the exclusive contract to the Cumberland.

This contract, for the sum of ten thousand dollars a year, paltry in comparison to the benefits conferred upon the company, sold the citizens of Nashville into bondage to the Cumberland Telephone Company, making all telephone users in Nashville subscribers to the Cumberland without the privilege of expressing their preference as to the company they used.

This contract was pronounced illegal by Messrs. Baxter and Pitts & McConnico, and over the protests of many citizens, according to the *American's* reports of December 19 and 20, 1905, was approved by Mayor Morris on December 27, 1905.

Aside from the unwisdom of the contract, it has been held to be illegal and void by a recent decision of the Court of Chancery Appeals. This bartering by the Mayor and City Council of Nashville of the rights over the streets held in sacred trust by them, for a money consideration to the city, would alone justify the remarks I made; for this contract, so made by the City Council and approved by the Mayor, has, since I made my speech upon this subject, been declared void by the learned Court of Appeals, as being contrary to sound public policy.

The Councilmen who accidentally went to the office of the Cumberland Telephone Company and negotiated this contract, according to the statements of Mr. Baskette, as reported in the *American* of December 15, 1905, were Messrs. Baskette, Hitt, Reyer and Langham. What had been the position of these gentlemen upon the question of telephone competition prior to that?

The Nashville *American* of May 2, 1905, contains a roll-call of the City Council on a competitive telephone franchise which shows that Messrs. Baskette, Hitt and Langham had voted for the franchise. The Nashville *Banner* of May 3 reports Mr. Hitt, a candidate for re-election, as stating that he was not afraid to let the people know where he stood. He said: "I believe in letting both the propositions of the Tennessee and the Home Telephone companies go before the people." The Nashville *American* of December 15, 1905, quotes Mr. Baskette as stating that he was in favor of the Home Telephone bill originally, one reason because he wanted to get even with the Cumberland Company, which, whatever the cause might be, was in bad repute.

Councilman Reyer was the introducer and sponsor of the second application of the Home Telephone Company for a franchise in Nashville.

Councilman E. M. Wrenne was once upon a committee considering the application of the Home Telephone Company for a franchise, and the minority report signed by him, according to the *American* of April 20, 1905, said in conclusion:

"With the ordinance amended in these respects, we believe that we would be violating our pledges to the people if we arrogated to ourselves the decision of this question that concerns each citizen individually, and that we would be breaking our sworn oaths if we disregarded our city charter and refused to allow the people to ratify or reject this ordinance, and we therefore respectfully recommend it for passage."

This Mayor and the five Councilmen, Baskette, Wrenne, Hitt, Langham and Reyer, who thus openly and avowedly espoused the cause of competition, are found within less than sixty days after their induction into office in October in a secret meeting of members of the City Council, convened for another purpose, considering a proposition from the Cumberland Telephone Company which was brought before the meeting by the Hon. J. H. Baskette, who stated, according to Mayor Morris, as reported in the *American* of December 20, 1905, that he would place the document back in his pocket unless he was sure nothing would be given out about it. This meeting closed its doors in the faces of the citizens of Nashville and excluded from it all the citizens and even the representatives of the press, as stated in the *American* of December 14, 1905.

According to the statements of the Mayor appearing in the *American* of December 20, 1905, he did not think it honorable to divulge even to the people who had elected him the proposition that was considered at this meeting. During the twenty-four hours which elapsed between the consideration and approval of

this proposition from the Cumberland Telephone Company at the secret meeting and its adoption by the City Councilmen, no citizen was permitted to gain any information relative to the same.

The Hon. J. H. Baskette is the same J. H. Baskette who voted in May for a competing franchise; he is the same J. H. Baskette who stated openly that he was in favor of a competing franchise for one reason because the Cumberland Telephone Company was in bad repute; he is the same J. H. Baskette who stated the day of the secret meeting that the Cumberland Telephone Company was spending lots of money in Nashville to prevent competition, according to the *American* of December 15, 1905; he is the same J. H. Baskette who once was an open advocate of competition, according to his own statements, and who afterward became the bearer of a secret proposition from a monopoly, according to the statements of Mayor Morris, as reported in the *American* of December 20, 1905; he is the same J. H. Baskette who, in endeavoring to convince the public that his lightning change from an open advocate of competition to a clandestine bearer of a secret proposition of monopoly, was in the interest of the people, deemed it necessary to introduce and sponsor resolutions which impliedly proclaimed his virtue by attacking my character.

The Hon. E. M. Wrenne, who moved that the word "falsehood," wherever appearing in the resolution adopted by the City Council attacking me, should be replaced by the word "lie," is the same Councilman E. M. Wrenne who stated in May, 1905, over his own signature, that he would be violating his oath of office if he refused to submit the proposition for a competing franchise to the people for their determination; he is the same E. M. Wrenne who, in December, 1905, moved that an identical ordinance submitting this question to the people be rejected.

The Hon. Chas. Hitt, who voted in favor of the resolution attacking me, is the same Councilman Chas. Hitt who voted for the competing telephone franchise in May, 1905, and who proclaimed upon the stump his belief in the right of the people to vote upon this question, according to the *Banner*, May 3, 1905. He is the same Councilman Hitt who assisted in the negotiation of the contract giving the Cumberland Telephone Company monopoly, and moved that this wise piece of legislation be considered, not openly and before the people, but in a meeting from which they were to be excluded, according to the *American* of December 14, 1905.

The Hon. W. G. Reyer is the same Councilman W. G. Reyer who introduced the competing telephone franchise in October, 1905; he is the same Councilman W. G. Reyer who accidentally preceded Councilman J. H. Baskette to the office of the Cumberland Company and assisted in negotiating the contract by which

the citizens of Nashville were sold into the bondage of the Cumberland Telephone Company.

I will not go further into details regarding the transformation of Councilmen from advocates of competition into adherents of a monopoly, but will refer you to the files of the Nashville daily papers, and to the minutes of the Nashville City Council for these facts. Suffice it to say that of the majority that once favored competition, only four voted against the Cumberland Telephone proposition.

I did not mention the name of the present Mayor of the city of Nashville. I did not refer to him directly or indirectly, but he has seen fit to express his approval of the indecent and abusive resolution of the City Councilmen reflecting upon me in a most unusual way by endorsing above his signature, "I heartily endorse the same."

I have quoted you extracts from his letter to the voters of Nashville on May 17, 1905, on the eve of his nomination. He not only said that the Cumberland Telephone was supreme in Nashville through the manipulations of its chief lobbyist, Victor Emanuel Shwab, but he further stated that the methods of this man were those of debauching the politics of the city.

Mr. Speaker, a majority of the Councilmen who passed the resolution giving the Cumberland Telephone Company a legal monopoly in Nashville, and the Mayor who approved the same, were elected, according to the quotation from the *American* which I have used before, on account of the position they took in favor of telephone competition. The promises and pledges which they made to secure their election were short lived.

They were so unmindful of these promises that this question should be determined by the people that they resolved themselves into the secret meeting in which the people could not even be heard.

Mr. Speaker, the day that I tuck tail and run from a bill that I have supported and voted for into the outstretched arms of its enemies, and the day I am afraid to change my garb in the light of publicity, but seek the darkness of secrecy in which to don a new livery, then I will not seek to avert criticism of my action by denouncing in indecent language those who have not understood my change of front. In my speech to which the exception has been taken, I impugned the personal integrity of no man. I accused no man of personal corruption. I did not state how the domination or control or supremacy of the Cumberland Company has been obtained. I did then, and do now, believe that a majority of the Councilmen of the city of Nashville and the Mayor of the city of Nashville have absolutely violated their public pledges and

promises, and have repudiated the principles upon which they were elected to office. This change they were afraid to make in open, but under the cover of secrecy.

Had I desired to accuse the City Council of Nashville of corruption, I could have accused them in no stronger terms than by quoting from the open letter of Candidate Morris, in which he stated that the chief lobbyist of the Cumberland Telephone Company, Victor Emanuel Shwab, was supreme in Nashville, and that his methods had debauched the politics of Nashville more than any other ten evil spirits; or by quoting the statements of the Hon. J. H. Baskette, to be found in the *American* of December 15, 1905, that the Cumberland Telephone Company was spending lots of money to prevent competition; or by reading to you an editorial in the *Nashville American* of May 3, 1905, after the practical defeat of a competing franchise application, which reads as follows:

"The means used to defeat the Home Telephone proposition in the Council Monday night smelled to heaven. No more brazen example of corrupt politics was ever seen in Nashville."

Mr. Speaker, I understand full well the meaning of this attack upon me, and the passing unnoticed of editorials in the *Nashville American* and of the statements by others which are far harsher than those I have used, and I feel that the meaning of this attack is not lost on you.

Does not the absolute repudiation of pledges and promises by public officials justify the language I used? To me it is an absolute justification, and in conclusion I wish to state that, far from thinking I was unwarranted in making remarks that I did, I am fully satisfied that I said not one word more than the occasion required, and I have no word of retraction to utter.

Mr. Speaker, I desire that this explanation be entered on the Journal.

#### SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 169, To regulate shipment of intoxicating liquors; Senate Bill No. 288, To regulate sale of concentrated commercial foodstuffs; Senate Bill No. 296, To extend water-works system of Nashville, and Senate Bill No. 325, To authorize Roane County to issue bonds; all passed by the Senate.

THOMAS, *Clerk*.

MR. SPEAKER: I am directed to return House Joint Resolution No. 42, To appoint committee to draft revenue and assessment bill, concurred in by the Senate.

THOMAS, *Clerk*.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 57, 163, 164, 167, 194, 210, 212, 243, 244, 87 and 278, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

By Messrs. Sneed *et als*, House Resolution No. 55, To condemn City Council of Nashville for attack on Mr. Speaker Cunningham.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

The resolution read as follows:

#### HOUSE RESOLUTION.

WHEREAS, On the twenty-eighth day of February, 1907, the City Council of Nashville adopted the following resolution:

“WHEREAS, On February 15, 1907, during the debate in the House of Representatives of the General Assembly of the State of Tennessee on Senate Bill No. 237, popularly known as the ‘Talbert Bill,’ John T. Cunningham, the Speaker of the House, saw fit to leave the chair and deliver a most insulting tirade against the City Council of Nashville; and,

“WHEREAS, The following report of what was said in substance by the said Cunningham appeared in the *Nashville Times* on February 16, 1907:

“‘One of the sensational speeches for the bill was that of Speaker Cunningham. He said the City Council of Nashville was owned by the Cumberland Telephone Company; that it wanted a monopoly and would resort to almost any means to bring this about. In no uncertain terms Mr. Cunningham hurled stinging accusations at the Telephone people and the Nashville City Council. He likened the City Council to a lot of sucklings crying for a sugar “teat.” The “teat,” he said, had been furnished by the Telephone Company; and,

“WHEREAS, It is fair to assume that the above-quoted statement, or ones similar thereto, which appeared in other Nashville papers, came under the notice of said Cunningham, and he has not, so far as this body is advised, seen fit to contradict or repudiate the same; and,

“WHEREAS, The statement above referred to is a lie of the whole cloth, either wilfully and maliciously uttered or else recklessly made on information proceeding from sources directly and peculiarly interested in the Home Telephone Company, a course which no honorable, upright and decent man would pursue; and,

"WHEREAS, It is, as a rule, beneath the dignity of this body to take any notice of the statements or declarations made in regard to it and its members by pot-hunting politicians and pettifoggers, to which class the said Cunningham unmistakably belongs, yet in this instance, because of the position held by the said Cunningham at the time the statement was made, as well as the place where it was made, it is deemed proper to deviate from this usage.

*"Be it therefore resolved, by the Mayor and City Council of Nashville, That John T. Cunningham, in charging that the City Council of Nashville was a body of corruptionists, owned and controlled by the Cumberland Telephone Company, was guilty of uttering a wilful, deliberate and malicious lie. Such reckless and ungrounded statements are fit for the police court, where, no doubt, the Speaker has had considerable experience, but they could never be made on the floor of the Legislature of the State of Tennessee by any one possessed of sufficient common honesty and decency to be worthy of membership in the General Assembly unless that body has sadly deteriorated in the personnel of its membership, a fact which is self-evident if the rank and file of the members are to be judged by the attributes of their Speaker.*

*Be it further resolved, That a copy of this resolution be spread upon the minutes of the Council as a lasting witness of the contempt in which this body holds the said Cunningham and all others of his class."*

WHEREAS, This resolution was approved by the Mayor of the city of Nashville, the Hon. T. O. Morris, in the unusual way of endorsing it, "I heartily endorse the same."

*Be it resolved by the House of Representatives, That said resolution is an unwarranted and uncalled-for attack upon the presiding officer of this House; that the Speaker, the Hon. John T. Cunningham, was justified in the remarks really made by him relative to the City Council of Nashville; and that we condemn the action of the City Council in adopting said resolution and the Mayor in approving the same, and commend our Speaker for his action.*

[SIGNED]

W. B. SNEED,  
J. E. PERRY,  
C. R. JACKSON,  
J. M. WILKERSON,  
G. W. PEAY,  
J. R. MATTHEWS.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, MARCH 13, 1907.

FORTY-SECOND DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

On a call of the roll, 93 members were found to be present.

Members absent: Messrs. Benham, Brooks, Groner, Kinsland, Morris and Murray.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 44, and find the same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

PETITIONS AND MEMORIALS.

By Mr. Gordon, Petition from Board of Health of Obion County, asking for passage of the pure food bill.

Referred to the Committee on Sanitation.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Municipal Affairs recommend House Bill No. 370 for passage.

CARDEN, *Chairman*.

INTRODUCTION OF RESOLUTIONS.

By Mr. Dunavant, House Resolution No. 56, To extend sympathy to Captain Z. P. Lee in death of his son-in-law and sister.

The resolution read as follows:

"WHEREAS, During our recent recess, Captain Z. P. Lee, our venerable doorkeeper, sustained the sad loss by the death of a son-in-law, Mr. R. A. Jones, of Eatonton, Ga., the husband of Miss Nora Lee, who was the popular Engrossing Clerk in the House in 1897 and 1899, and also a sister;

*Therefore, be it resolved by the House of Representatives of the Fifty-fifth General Assembly, That we extend to our most worthy doorkeeper and his daughter our sympathy in their sad bereavement, and commend them to the all-wise God, who doeth all things well.*



*"Be it further resolved,* That this resolution be spread upon the Journal of the House, and a copy be furnished to each, Captain Lee and Mrs. Jones."

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the motion was adopted.

A motion to reconsider was tabled.

By Messrs. Cottrell *et als*, House Resolution No. 57, To express sorrow at the death of Hon. E. F. Mynatt.

The resolution read as follows:

"WHEREAS, It did please our omnipotent Father to remove from the walks of life the Hon. E. F. Mynatt, May 17, 1906; and,

"WHEREAS, The deceased served in the House of Representatives of the Tennessee Legislature of 1887, and represented Knox and Anderson Counties in the State Senate in the Legislature of 1899; and,

"WHEREAS, The deceased was one of the leading lawyers of Knox County, a former Attorney-General and many times honored by the people of his community;

*"Therefore, be it resolved,* That the family and relatives of the deceased be extended the sympathy of this body in the loss of one so dear to them; that a copy of this resolution be entered upon the Journal of the House as a testimonial of our regard for one who has served in this body."

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Horton, House Resolution No. 58, To appoint a committee to investigate the resolution adopted by the Nashville City Council.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 57, 163, 164, 167, 194, 210, 212, 243, 244, 87 and 278.

#### INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 483, To create school district in Greene County.

Passed first reading.

By Mr. Dunavant, House Bill No. 484, To amend road law for Lauderdale County.

Passed first reading.

By Mr. Edwards, House Bill No. 485, To allow Henderson to issue bonds for water works.

Passed first reading.

By Mr. Harris, House Bill No. 486, To provide compulsory school law.

Passed first reading.

By Mr. Harris, House Bill No. 487, To require employers in certain factories to pay in full.

Passed first reading.

By Mr. Householder, House Bill No. 488, To change time of holding Chancery Court in Sevier County.

Passed first reading.

By Mr. Householder, House Bill No. 489, To create school district in Sevier County.

Passed first reading.

By Mr. Howell, House Bill No. 490, To amend Act allowing physicians to dispense drugs.

Passed first reading.

By Mr. Jestes, House Bill No. 491, To create school district in Morgan County.

Passed first reading.

By Mr. May, House Bill No. 492, To enact stock law for Washington County.

Passed first reading.

By Mr. Poston, House Bill No. 493, To create school district in Overton County.

Passed first reading.

By Mr. Sampson, House Bill No. 494, To amend Act incorporating Carthage.

Passed first reading.

By Mr. Sampson, House Bill No. 495, To regulate road working in Smith County.

Passed first reading.

By Mr. Sampson, House Bill No. 496, To abolish charter of Geneva Academy.

Passed first reading.

By Mr. Scott, House Bill No. 497, To amend Act abolishing charter of Lexington.

Passed first reading.

By Mr. Thrasher, House Bill No. 498, To authorize West Tennessee Land Register to furnish certain records.

Passed first reading.

By Mr. Thrasher, House Bill No. 499, To create school district in McNairy County.

Passed first reading.

By Mr. Thrasher, House Bill No. 500, To create school district in McNairy County.

Passed first reading.

By Mr. Thomas, House Bill No. 501, To amend charter of Camden.

Passed first reading.

By Messrs. Cooper *et als*, House Bill No. 502, To provide revenue for the State.

Passed first reading.

By Mr. Hudson, House Bill No. 503, To prohibit delivery of intoxicating liquors to minors.

Passed first reading.

By Messrs. Shea *et als*, House Bill No. 504, To refund to A. J. Harris certain money.

Passed first reading.

By Mr. Shea, House Bill No. 505, To regulate practice of dentistry.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 66, To repeal charter of Rock Creek.

Passed first reading.

Senate Bill No. 152, To validate certain charters.

Passed first reading.

Senate Bill No. 162, To authorize certain cities to condemn property.

Passed first reading.

Senate Bill No. 174, To extend city limits of Nashville.

On motion, the bill was tabled.

Senate Bill No. 236, To amend Chapter 116, of Acts of 1897.

Passed first reading.

Senate Bill No. 239, To authorize certain counties to construct workhouses.

Passed first reading.

Senate Bill No. 240, To create turnpike board in Davidson County.

Passed first reading.

Senate Bill No. 241, To authorize turnpike superintendent in Davidson County to appoint an assistant.

Passed first reading.

Senate Bill No. 242, To repeal Act authorizing certain counties to elect Superintendent of Turnpikes.

Passed first reading.

Senate Bill No. 245, To change line between Wilson and Trousdale Counties.

Passed first reading.

Senate Bill No. 246, To establish Hickerson taxing district in Coffee County.

Passed first reading.

Senate Bill No. 247, To prescribe manner in which municipal corporations may reincorporate.

Passed first reading.

Senate Bill No. 248, To create school district in Sequatchie County.

Passed first reading.

Senate Bill No. 253, To create school district out of Marion and Sequatchie Counties.

Passed first reading.

Senate Bill No. 265, To amend public school law.

Passed first reading.

Senate Bill No. 271, To create school district in Van Buren County.

Passed first reading.

Senate Bill No. 284, To authorize Lawrence County to protect monument of Captain W. B. Allen.

Passed first reading.

Senate Bill No. 169, To regulate shipment of intoxicating liquors in State.

Passed first reading.

Senate Bill No. 288, To regulate sale of commercial foodstuffs.

Passed first reading.

Senate Bill No. 296, To authorize Nashville to submit to voters question of water-works bonds.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 168, To amend general road law.

Passed second reading and referred to Committee on Public Roads.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 435, To create school district in Greene County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 436, To abolish charter of LaFollette.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 438, To allow Memphis to improve streets.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 439, To incorporate Mont Eagle.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 440, To create school district in Marion County and Sequatchie County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 441, To amend Act incorporating Athens.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 442, To authorize McMinn County to issue bonds.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 443, To re-district Marion County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 444, To incorporate Richard City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 445, To amend election law in certain counties.

Passed second reading and referred to Committee on Elections.

House Bill No. 446, To amend election law in certain counties.

Passed second reading and referred to Committee on Elections.

House Bill No. 447, To permit husband to testify for and against wife.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 448, To permit wife to testify for and against husband.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 449, To authorize Elizabethton to issue bonds.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 450, To incorporate Butler.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 451, To amend Act regulating sale of bulk of stock of merchandise.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 452, To re-locate line between Warren and other counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 453, To change time of holding Quarterly Court in Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 454, To amend charter of Harriman.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 455, To provide appeal in case of death sentence.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 456, To provide competition in trade and regulate monopolies.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 457, To provide for education of children in certain counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 458, To provide for bill of exemption in certain cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 459, To provide for regulation of certain corporations.

Passed second reading and referred to Committee on Corporations.

House Bill No. 460, To require street railway companies to equip cars with fenders in front.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 461, To allow Jonesboro to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 462, To allow Huntington to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 463, To repeal three-wire fence law.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 464, To require corporations and others to make certain statements regarding settlement of land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 465, To regulate attendance of witnesses in neighboring counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 466, To define record in criminal cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 467, To define separate estate of females.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 468, To make females eligible to office of Notary Public.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 469, To amend charter of Collierville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 470, To put Court Clerks upon same basis as Circuit Clerks.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 471, To amend Act changing line between Bradley and James Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 472, To allow Bradley County to issue bonds for roads.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 473, To allow McNairy County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 474, To protect cultivation of ginseng.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 475, To create civil district in Claiborne County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 476, To create school district in Claiborne County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 477, To provide for education of children in certain counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 478, To abolish charter of Clarksville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 479, To amend Act establishing Court of Chancery Appeals.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 480, To authorize Clarksville to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 482, To authorize construction of dam across Nolechucky River.

Passed second reading and referred to Committee on Judiciary.

#### MOTIONS RECONSIDERED.

Mr. Gordon called up Senate Bill No. 136, To amend general game law, and moved that the House reconsider its action on the bill.

The motion to reconsider prevailed.

Mr. Smith moved to amend by allowing deer to be shot in county of Fentress in month of December.

The amendment was adopted.

Mr. Cummings moved to print the bill.

Mr. Gordon moved to table the motion to print the bill.

The motion to table prevailed.

Mr. Perry moved to re-refer to Committee on Forestry, Fish and Game.

Mr. Gordon moved to table the motion to re-refer.

The motion to table prevailed by the following vote:

Ayes .....	43
Noes .....	34

Representatives voting aye were: Messrs. Campbell, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Dunavant, Edwards, Everett, Garrison, Garnett, Gordon, Hall, Harris, Holman, Horton, Householder, Howell, Howland, Kenney, Knowles, Lane, Lipscomb, Lockert, Marr, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Peay, Puryear, Richmond, Scott, Shea, Smith, Tatum, Thomas, Waddell, Webb, Wilkerson, York and Mr. Speaker Cunningham—43.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Candler, Carden, Corn, Cummings, Dickens, Donaldson, Drummond, Dyer, Fielder, Gill, Hartley, Hassell, Hudson, Largent, Matthews, Miller of Monroe, Montgomery, Murray,



Neeley, Perry, Poston, Rowan, Sampson, Schubert, Sneed, Talant, Thompson, Travis, Walker, Wiggs, Worley—34.

Thereupon the amendment as amended was adopted.

Mr. Gordon moved to make bill special order for 11 A. M. March 15.

The motion prevailed.

Mr. McElroy moved that the House reconsider its action on House Bill No. 313.

The motion to reconsider was tabled.

Mr. Bradley moved to make House Bill No. 307 special order for March 14, at 10:30 A. M., House Bill No. 305 to follow action on House Bill No. 307.

The motion prevailed.

House Bill No. 388, To incorporate White Bluff.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 370, To abolish the charter of Mt. Pleasant.

On motion, Senate Bill No. 274, on same subject, was substituted for House Bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 175, To amend jury law of Shelby County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 368, To facilitate working of turnpikes by contractors in Shelby County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 269, To change line of school district in Cannon County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 209, To relieve S. T. Haden, Trustee of Obion County.

Passed third reading by the following vote:

Ayes .....	69
Noes .....	0

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Everett, Fielder, Galloway, Garnett, Gill, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jestes, Johnson, Kenney, Knowles, Lane, Largent,

Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 27, To extend time of making report of Charitable Institutions Committee, and Senate Joint Resolution No. 28, To extend time of Penitentiary Joint Investigating Committee and the accountants of said committee to make report, both adopted for concurrence.

THOMAS, *Clerk.*

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 28, To allow accountants of Penitentiary Investigating Committee time to complete their work.

The House concurred in the resolution.

A motion to reconsider was tabled.

House Bill No. 217, To compensate Justices of the Peace for attending Quarterly Courts in the State.

Accompanied by committee amendment.

The amendment failed.

Thereupon the bill passed third reading by the following vote:

Ayes .....	67
Noes .....	13

Representatives voting aye were: Messrs. Boucher, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dixon, Donaldson, Drummond, Edens, Everett, Edwards, Fielder, Galloway, Gill, Gordon, Hall, Hartley, Harris, Holman, Horton, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Monroe, Montgomery, Neeley, Peay, Perry, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

Representatives voting no were: Messrs. Armitage, Askew, Dunavant, Dyer, Garnett, Howell, Lane, Miller of Tipton, Mitchell, Neal, Poston, Puryear, Tatum—13.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 2:30 P. M. to-day.

#### AFTERNOON SESSION.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 26, To direct Committee on Education and Common Schools to investigate who are members of the Board of Education of the University of Tennessee.

The House concurred in the resolution.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 235, To prohibit stock from running at large in Trousdale County, substituted for Senate Bill on same subject, amended and passed by the Senate.

Also to return House Bill No. 301, To amend charter of Newbern; House Bill No. 325, To amend charter of Big Sandy, and House Bill No. 361, To create school district in Ninth Civil District of Rutherford County, all substituted for Senate bills on the same subject and passed by the Senate.

Also to return House Bills Nos. 5, 152, 229, 234, 265, 326, 355, and 407, and House Joint Resolution No. 40, all signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Mr. Lane moved to make House Bill No. 13, To regulate payment of costs and fees in criminal cases, special order for 2:30 P. M., March 14.

The motion prevailed.

Senate Joint Resolution No. 27, To extend time of report of Joint Committee on Charitable Institutions.

On motion the House concurred in the resolution.

A motion to reconsider was tabled.

House Joint Resolution No. 26, To refund certain money to Clerk and Master of Hawkins County.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 82, To create school district in Gibson and Obion Counties.

The House concurred in the Senate amendments.

House Bill No. 235, To enact stock law for Trousdale County.

On motion, the House concurred in the Senate amendments.

House Bill No. 162, To amend act creating office of City Marshal of Dyersburg.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 278, To change line between civil districts of Bedford County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 279, To change line between civil districts in Bedford County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Stainback called up motion entered on the Journal to reconsider the action of the House on Senate Bill No. 289.

The motion to reconsider prevailed.

Mr. MacFarland moved to postpone action on the bill until Friday.

The motion to postpone prevailed.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 170, To define and prohibit vagrancy, having arrived, the bill was taken up, accompanied by committee substitute.

On motion, the substitute bill was adopted.

Mr. Gordon moved to amend by granting right of appeal within statutory period of two days to next term of Criminal Court or Circuit Court.

Mr. Cummings moved to amend the amendment by the following: Amend by striking out all of Section 6 and inserting in lieu thereof the following:

Section 6. *Be it further enacted*, That any person convicted and fined by a Justice of the Peace for violation of this Act may appeal to the next term of the Circuit or Criminal Court of the county upon securing the fine and all costs, or by taking the

oath in *forma pauperis* and giving a good and solvent appearance bond in the sum of two hundred and fifty dollars.

Mr. Gordon moved to table the amendment to the amendment. The motion to table prevailed.

Thereupon the amendment was adopted.

Thereupon House Bill No. 170 passed third reading by the following vote:

Ayes .....	71
Noes .....	13

Representatives voting aye were: Messrs. Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Garrison, Gannett, Gill, Hall, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neeley, Peay, Perry, Puryear, Rambo, Richmond, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Walker, White, Worley, York and Mr. Speaker Cunningham—71.

Representatives voting no were: Messrs. Armitage, Cottrell, Cummings, Donaldson, Edens, Householder, Miller of Monroe, Neal, Poston, Rowan, Royston, Thrasher and Webb—13.

A motion to reconsider was laid on the table.

#### BY CONSENT.

By consent, Mr. Corn introduced House Bill No. 506, To create a school district in Marion County.

Passed first reading.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, MARCH 14, 1907.

FORTY-THIRD DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Bishop O. P. Fitzgerald, of the M. E. Church, South.

On a call of the roll, 96 members were found to be present.

Members absent: Kinsland, Morris and Groner, who were excused.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary returns House Bills Nos. 105, 259, 380, 401, 409 and 470, with committee amendment, and 474 recommended for passage; House Bill No. 466 recommended for rejection; House Bill No. 304 recommended to be referred to Committee on Labor.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Labor respectfully reports that we have carefully considered House Bill No. 421, and recommend the same for passage as amended.

W. H. JOHNSON, *Chairman*.

MR. SPEAKER: Your Committee on Sanitation report that they have examined House Bills Nos. 146 and 413, and recommend them for passage.

D. L. HOWELL, *Chairman*.

#### INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 507, To change the line between school districts in Greene County.

Passed first reading.

By Mr. Boucher, House Bill No. 508, To create school district in Gibson County.

Passed first reading.

Mr. Mr. Cottrell, House Bill No. 509, To appropriate money for monument for Archibald Roane.

Passed first reading.

By Mr. Drummond, House Bill No. 510, To require American flag to be displayed in school houses in certain counties.

Passed first reading.

By Mr. Cummings, House Bill No. 511, To require the evidence to be submitted to jury and to forbid contrary practices when jury is demanded.

Passed first reading.

By Mr. Cummings, House Bill No. 512, To provide libraries for public schools of State.

Passed first reading.

By Mr. Donaldson, House Bill No. 513, To repeal Hamblen County road law.

Passed first reading.

By Mr. Donaldson, House Bill No. 514, To direct application of tax levied by County Court of Hamblen County.

Passed first reading.

By Mr. Donaldson, House Bill No. 515, To authorize Hamblen County Court to levy special tax.

Passed first reading.

By Mr. Donaldson, House Bill No. 516, To authorize Hamblen County Court to issue bonds.

Passed first reading.

By Mr. Dunavant, House Bill No. 517, To amend school law of Lauderdale County.

Passed first reading.

By Mr. Edens, House Bill No. 518, To create commission to establish line between Carter and Washington Counties.

Passed first reading.

By Mr. Garnett, House Bill No. 519, To license business of private detective and detective agencies.

Passed first reading.

By Mr. Horton, House Bill No. 520, To regulate and fix liability of railroad companies to the employees.

Passed first reading.

By Mr. Howell, House Bill No. 521, To require State Treasurer to collect two per cent interest on daily balances.

Passed first reading.

By Mr. Jestes, House Bill No. 522, To detach Morgan County from the Fourth and attach it to the Second Congressional District.

Passed first reading.

By Messrs. May and Webb, House Bill No. 523, To preserve purity of elections.

Passed first reading.

By Mr. May, House Bill No. 524, To create school district in Unicoi County.

Passed first reading.

By Mr. May, House Bill No. 525, To protect fish in Unicoi County.

Passed first reading.

By Mr. Neal, House Bill No. 526, To amend Act relative to lease of land.

Passed first reading.

By Mr. Peay, House Bill No. 527, To exempt certain people from jury service.

Passed first reading.

By Mr. Peay (by request), House Bill No. 528, To promote the establishment of public school libraries.

Passed first reading.

By Mr. Royston, House Bill No. 529, To authorize Johnson City to build sidewalks.

Passed first reading.

By Mr. Royston, House Bill No. 530, To amend Act allowing Johnson City to purchase waterworks system.

Passed first reading.

By Mr. Sampson, House Bill No. 531, To create school district out of part of Wilson and Smith Counties.

Passed first reading.

By Davidson County Delegation, House Bill No. 532, To create Board of Education for Davidson County.

Passed first reading.

By Mr. Webb *et als*, House Bill No. 533, To provide for the relief of G. W. Suffridge, of Knox County.

Passed first reading.

By Mr. White, House Bill No. 534, To amend charter of Cumberland Gap.

Passed first reading.

By Mr. York, House Bill No. 535, To fix time of holding court in Second Judicial Circuit.

Passed first reading.

By Mr. Chestnut, House Bill No. 536, To amend Act to expedite litigation in Chancery Court.

Passed first reading.

By Mr. Hudson, House Bill No. 537, To amend Act incorporating Charlotte.

Passed first reading.

By Mr. Carden, House Bill No. 538, To incorporate Alton Park.

Passed first reading.



By Mr. Carden, House Bill No. 539, To require telegraph and telephone companies to make compensation for occupation of streets of cities and towns.

Passed first reading.

#### COMMITTEE ON MUNICIPAL AFFAIRS.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bill No. 381, with amendments; also House Bills Nos. 384, 392, 393, 408, 425, 439, 441, 444, 450, 454, 461, 469, 478, 480 and 481.

CARDEN, *Chairman.*

#### INVITATION RECEIVED.

An invitation was received from Fisk University to attend a concert at Fisk University on March 18, at 7:30 P. M.

On motion, the invitation was accepted.

#### SPECIAL ORDER.

The hour fixed for the consideration of House Bill No. 307, To allow farmers to enter into contract with merchants and warehousemen, having arrived, the bill was taken up, accompanied by committee amendment.

The committee amendment was adopted.

On motion, Senate Bill No. 234 was substituted for the House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	80
Noes .....	2

Representatives voting aye were: Messrs. Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Monroe, Mitchell, Montgomery, Muse, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Scott, Shea, Sneed, Stainback, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—80.

Representatives voting no were: Messrs. Armitage and Cummings—2.

A motion to reconsider was laid on the table.

House Bill No. 305, To declare unlawful procurement by improper means of violations of contracts by persons not parties to same, and to assess damages and penalties for so doing.

On motion, the Senate Bill No. 235, on the same subject, was substituted for the House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Askew, Baldrige, Benham, Bradley, Brooks, Burkhalter, Candler, Chestnut, Cooper of White, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Horton, Howland, Householder, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Neal, Neeley, Peay, Perry, Poston, Puryear, Rambo, Richmond, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson and Mr. Speaker Cunningham—72.

A motion to reconsider was laid on the table.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 175, 209, 217, 269, 313, 368, 279, 278 and 162, and find the same correctly engrossed and ready for transmission to the Senate. Also House Bills Nos. 124, 235, 325 and 301; House Resolutions Nos. 56, 57 and 58, and House Joint Resolution No. 42, and find the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 235, 301, 325 and 124, and House Joint Resolution No. 42 and House Resolutions Nos. 56, 57 and 58.

COMMITTEE ANNOUNCED.

The Speaker appointed as committee under House Resolution No. 58, To appoint committee to investigate resolution adopted by City Council of Nashville, the following: Messrs. Horton, Puryear, Stainback, Dixon and Neal.

SENATE BILLS ON FIRST READING.

Senate Bill No. 190, To allow Nashville to issue bonds for sidewalks.

Passed first reading.

SENATE BILLS ON SECOND READING.

Senate Bill No. 66, To repeal charter of Rock Creek.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 152, To validate charter when acknowledgment is deficient.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 162, To authorize certain cities to condemn property.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 169, To regulate shipment of intoxicating liquors in the State.

Mr. Burkhalter moved to table.

The motion to table prevailed by the following vote:

Ayes .....	53
Noes .....	30

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Donaldson, Drummond, Dyer, Everett, Galloway, Garrison, Hartley, Hassell, Horton, Howland, Householder, Hudson, Jackson, Jestes, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Neal, Neeley, Peay, Perry, Rambo, Royston, Sampson, Scott, Sneed, Tallant, Thasher, Tatum, Travis, Walker, Webb, Wiggs, Wilkerson and York—53.

Representatives voting no were: Messrs. Baldridge, Benham, Candler, Carden, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Edwards, Fielder, Garnett, Gill, Gordon, Hall, Harris, Johnson, Kenney, Meadows, Muse, Poston, Puryear, Richmond,

Schubert, Shea, Stainback, Thompson, Waddell, Worley and Mr. Speaker Cunningham—30.

Senate Bill No. 236, To amend Chapter 116 of Acts of 1897. Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 239, To empower certain counties to establish work-houses.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 247, To provide manner of municipal corporations surrendering their charters.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 245, To change line between Wilson and Trousdale Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

Senate Bill No. 246, To create Hickerson Taxing District.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 241, To authorize the appointment of assistant turnpike superintendent in Davidson County.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 242, To repeal Section 3, Acts of 1901, to amend Davidson County turnpike law.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 253, To create school district out of part of Marion and Sequatchie Counties.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 265, To amend general game law.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 271, To create school district in VanBuren County.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 284, To allow Lawrence County to protect monument of Capt. W. B. Allen.

Passed second reading and referred to Committee on Pensions.

Senate Bill No. 288, To regulate sale of certain foodstuffs.

Passed second reading and referred to Committee on Agriculture.

Senate Bill No. 296, To extend waterworks system of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 248, To create school district in Sequatchie County.

Passed second reading and referred to Committee on Education and Common Schools.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 483, To create school district in Greene County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 484, To amend Lauderdale County road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 485, To allow Henderson County to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 486, To provide compulsory school law.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 487, To require employes in certain factories to be paid in full.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 488, To change time of holding Chancery Court in Sevier County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 489, To create school district in Sevier County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 490, To amend Act allowing physicians to dispense drugs.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 491, To create school district in Warren County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 492, To enact stock law for Washington County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 493, To create school district in Overton County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 494, To amend Act incorporating Carthage.  
Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 495, To regulate road working in Smith County.  
Passed second reading and referred to Committee on Public Roads.

House Bill No. 496, To abolish charter of Geneva Academy.  
Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 497, To amend Act abolishing charter of Livingston.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 498, To authorize West Tennessee Land Register to furnish certain records.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 499, To create school district in McNairy County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 500, To create school district in McNairy County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 501, To amend charter of Camden.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 502, To provide revenue for the State.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 503, To prohibit the delivery of intoxicating liquors to minors.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 504, To refund certain money to A. J. Harris.

House Bill No. 505, To regulate practice of dentistry.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 506, To create school district in Marion County.

Passed second reading and referred to Committee on Education and Common Schools.

SENATE MESSAGE.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 170 and find the same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

ON SENATE AMENDMENTS.

House Bill No. 300, To create school district in Fentress County.

On motion, the House concurred in the Senate amendment.

SENATE BILLS ON THIRD READING.

Senate Bill No. 228, To allow Covington to issue bonds.  
The bill passed third reading by the following vote:

Ayes .....	70
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Brooks, Burkhalter, Carden, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Fielder, Galloway, Garnett, Gill, Gordon, Hall, Hardin, Harris, Householder, Howland, Hudson, Jackson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, McElroy, Meadows, Mitchell, Montgomery, Muse, Neal, Neeley, Perry, Poston, Puryear, Rambo, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

A motion to reconsider was tabled.

BY CONSENT.

By consent, the following bills were introduced:

By Messrs. Lipscomb and Galloway, House Bill No. 540, To incorporate Columbia.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 541, To incorporate Mt. Pleasant.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 542, To make certain institutions of learning posts of National Guard.

Passed first reading.

By Mr. Lane, House Bill No. 543, To detach Williamson County from the Seventh Chancery Division and create new division.

Passed first reading.

By Mr. Lane, House Bill No. 544, To create Seventeenth Judicial Circuit.

Passed first reading.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 40, To segregate saloons in Chattanooga, accompanied by committee amendment.

The amendment was adopted.

Mr. Carden moved to amend by providing that the Board shall designate which part of said streets shall be used for residences and which for business purposes; and by providing during the existence of any license the same may be transferred upon approval of the Board of Excise Commissioners; and amend further by providing new section.

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent, House Bill No. 176, To authorize Fentress County to subscribe to railway stock, was withdrawn.

House Bill No. 401, To fix time of holding court in the Twelfth Judicial Circuit.

Passed third reading.

A motion to reconsider was tabled.

Thereupon the House adjourned till 2:30 P. M. to-day.

#### AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

#### BY CONSENT.

By consent, the following bills were introduced:

By Messrs. Peay *et als*, House Bill No. 545, To provide for improvement of public school system.

Passed first reading.



By Mr. Lane, House Bill No. 546, To amend Act creating office of Superintendent of the Capitol.

Passed first reading.

By Mr. Campbell, House Bill No. 547, To extend corporate limits of Whiteville.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 38, To provide for Isom Byrom to act as Sergeant-at-Arms for Educational Committee, tabled by the Senate.

Also to return House Joint Resolution No. 44, To invite Hon. William Jennings Bryan to address the General Assembly, concurred in by the Senate.

Also to return House Bills Nos. 124, 235, 301 and 325, and House Joint Resolution No. 42, signed by the Speaker of the Senate.

I am also directed to transmit Senate Bill No. 102, To exempt State Militia from road duty in certain counties; Senate Bill No. 269, To repeal Turnpike Commission for Davidson County; Senate Bill No. 323, To create school district in Johnson County; all passed by the Senate.

Also to transmit Senate Joint Resolution No. 28, and Senate Bill No. 274, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SPECIAL ORDER.

The hour fixed for the consideration of House Bill No. 13, To regulate the payment of costs in criminal cases, having arrived, the bill was taken up and read by the Clerk.

Mr. Chestnut moved to table.

The motion to table failed by the following vote:

Ayes.....	17
Noes.....	61

Representatives voting aye were: Messrs. Armitage, Brooks, Bradley, Boucher, Chestnut, Dyer, Galloway, Hassell, Horton, Howland, Lipscomb, Matthews, Miller of Tipton, Neal, Perry, Webb and Mr. Speaker Cunningham—17.

Representatives voting no were: Messrs. Askew, Benham, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, House-

holder, Howell, Hudson, Johnson, Kenney, Largent, Lockert, McElroy, Meadows, Miller of Monroe, Mitchell, Montgomery, Muse, Neeley, Peay, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, White, Wiggs, Wilkerson and Worley—61.

Mr. Corn called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes.....	68
Noes.....	17

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Dunavant, Drummond, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Householder, Howell, Hudson, Jestes, Johnson, Kenney, Lane, Largent, Lockert, May, McElroy, Meadows, Miller of Monroe, Mitchell, Montgomery, Muse, Neeley, Poston, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley and York—68.

Representatives voting no were: Messrs. Boucher, Bradley, Chestnut, Dyer, Galloway, Hassell, Horton, Howland, Knowles, Lipscomb, Matthews, Miller of Tipton, Neal, Peay, Puryear, Stainback and Mr. Speaker Cunningham—17.

A motion to reconsider was laid on the table.

#### SIGNED.

The Speaker announced that he had signed Senate Joint Resolution No. 28, and Senate Bill No. 274.

Senate Bill No. 207, To create school district in Carroll County.

On motion, the bill was tabled.

Senate Bill No. 146, To prevent consumption and tuberculosis and spread of the same.

Mr. Chestnut moved to table.

The motion to table prevailed.

House Bill No. 396, To regulate compensation of Circuit Court Clerk in Hardin County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 12, To amend Act to govern and regulate insurance business.

Mr. Cooper of Shelby called for the previous question on passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes.....	80
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley and York—80.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent of the House, Mr. Dixon presented the preliminary report of the committee appointed to investigate the offices of Comptroller and Treasurer.

On motion, the report was received and filed with the Clerk.

On motion of Mr. Horton, further action of the House to-day was restricted to the consideration of local bills.

#### COMMITTEE ON CHARITABLE INSTITUTIONS.

MR. SPEAKER: Your Committee on Charitable Institutions reports Senate Bill No. 196 for passage.

WILKERSON, *Chairman.*

House Bill No. 444, To incorporate Richard City.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 397, To authorize Humboldt to issue bonds.

Senate Bill No. 319, on same subject, was substituted for the House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of White, Corn, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Householder, Howland, Hudson, Jestes, Johnson, Kenney, Knowles, Largent, Lipscomb, Lockert, Marr, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neeley, Peay, Perry, Poston, Rowan, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Wiggs, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

House Bill No. 469, To amend charter of Collierville.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 441, To amend Act incorporating Athens.

Passed third reading.

A motion to reconsider was laid on the table.

#### BY CONSENT.

By Davidson County Delegation, House Joint Resolution No. 45, To set apart Home Coming Week.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 337, To enlarge powers of White County Court.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 268, To create school district in Carroll County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 439, To incorporate Monteagle.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 196, To authorize Knox County to make appropriations to humane societies.

Passed third reading.

A motion to reconsider was tabled.

Thereupon the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, MARCH 15, 1907.

FORTY-FOURTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 97 members were found to be present.

Members absent: Messrs. Kinsland and Morris.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 344, To repeal Section 3 of Act creating Turnpike Superintendent for Davidson County; House Bill No. 345, To create Turnpike Board of Davidson County; House Bill No. 346, To authorize appointment of Assistant Turnpike Superintendent for Davidson County; all passed by the Senate.

Also to return House Bill No. 35, To amend law as to punishment for murder in first degree, rejected by the Senate.

Also to return House Bill No. 149, To protect owners of milk cans, etc., the same being ruled out of order by the Speaker of the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 388, 401, 469 and 396, and House Joint Resolution No. 26, and find the same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 82, 300 and 361, and House Joint Resolution No. 44, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Joint Resolution No. 44 and House Bills Nos. 82, 361 and 300.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Agriculture reports that it has considered House Bill No. 492, and recommend the same for passage.  
BRADLEY, *Chairman*.

Mr. MacFarland called up Senate Bill No. 289, To modify and change the form of government in the city of Memphis.

Mr. Johnson moved to amend Section 4, Article 6, by striking out the words "One thousand legally qualified voters of said city, being owners of realty therein," and insert in lieu thereof "Five hundred legally qualified voters of said city."

Mr. Gordon moved to table.

The motion to table failed by the following vote:

Ayes.....	41
Noes.....	54

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Burkhalter, Chestnut, Cooper of White, Corn, Donaldson, Dunavant, Dyer, Everett, Galloway, Garrison, Garnett, Gordon, Hardin, Hassell, Holman, Householder, Jackson, Knowles, Largent, Lipscomb, May, McElroy, Meadows, Miller of Tipton, Mitchell, Neeley, Peay, Perry, Rambo, Scott, Smith, Tallant, Tatum, Thomas, Travis, Walker, Webb and York—41.

Representatives voting no were: Messrs. Benham, Bradley, Brooks, Campbell, Candler, Carden, Cooper of Shelby, Cottrell, Cummings, Dickens, Dixon, Edens, Edwards, Fielder, Gill, Groener, Hall, Harris, Hartley, Horton, Howell, Howland, Hudson, Jestes, Johnson, Kenney, Lane, Lockert, Marr, Matthews, MacFarland, Miller of Monroe, Montgomery, Murray, Muse, Neal, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Sneed, Stainback, Thrasher, Thompson, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—54.

Mr. MacFarland called for the previous question on the passage of the bill.

The call failed by the following vote:

Ayes.....	52
Noes.....	41

Representatives voting aye were: Messrs. Armitage, Benham, Brooks, Campbell, Candler, Carden, Cooper of Shelby, Cottrell,

Cummings, Dixon, Edens, Edwards, Fielder, Gill, Groner, Hall, Harris, Hartley, Householder, Howell, Howland, Hudson, Jestes, Johnson, Kenney, Lane, Lockert, Matthews, May, MacFarland, Miller of Monroe, Montgomery, Murray, Muse, Neal, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Stainback, Tallant, Thompson, Waddell, White, Wiggs, Worley, York and Mr. Speaker Cunningham—52.

Representatives voting no were: Messrs. Askew, Baldridge, Bradley, Burkhalter, Chestnut, Cooper of White, Corn, Dickens, Donaldson, Dunavant, Dyer, Everett, Galloway, Garrison, Garnett, Gordon, Hassell, Holman, Horton, Jackson, Knowles, Largent, Lipscomb, Marr, McElroy, Meadows, Miller of Tipton, Mitchell, Neeley, Peay, Perry, Rambo, Scott, Smith, Sneed, Tatum, Thomas, Travis, Walker, Webb and Wilkerson—41.

Mr. Cummings called for the previous question on the passage of the bill.

The call for the previous question was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	54
Noes.....	41

Representatives voting aye were: Benham, Brooks, Campbell, Candler, Carden, Cooper of Shelby, Cottrell, Cummings, Dickens, Dixon, Edens, Edwards, Fielder, Gill, Groner, Hall, Harris, Hartley, Horton, Howell, Howland, Hudson, Jestes, Johnson, Kenney, Lane, Lockert, Marr, Matthews, MacFarland, Miller of Monroe, Montgomery, Murray, Muse, Neal, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Sneed, Stainback, Tallant, Thrasher, Thompson, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Bradley, Burkhalter, Chestnut, Cooper of White, Corn, Donaldson, Drummond, Dunavant, Dyer, Everett, Galloway, Garrison, Garnett, Gordon, Hardin, Hassell, Holman, Householder, Jackson, Knowles, Largent, Lipscomb, May, McElroy, Meadows, Miller of Tipton, Mitchell, Neeley, Peay, Perry, Rambo, Scott, Smith, Tatum, Thomas, Travis, Walker and Webb—41.

A motion to reconsider was laid on the table.

#### EXPLANATIONS.

MR. SPEAKER: When this charter bill was voted on before I voted no, but now, as this matter has resolved itself into a fight against the administration, I now therefore vote aye. HUDSON.

MR. SPEAKER: I vote for the Memphis charter bill for the reason that I have been petitioned by a number of my constituents representing, I think, a majority of my people, and also because it, a local issue, has been made a State issue. CAMPBELL.

MR. SPEAKER: Hon. E. C. Miller and myself hereby cast our votes for what is known as the Memphis charter, in pairs; a poll showing that there will be an equal division of our votes on the repeal, and this plan having been agreed upon, in fairness to all sides, in a purely Democratic fight. We are opposed to legislating people out of office when we know that they have been honestly elected, but in this Legislature, and all previous ones, the legislative courtesy prevails as an unbroken rule, and without it a Republican would have little claim on the Democratic majority. Shelby County sent eleven Senators and Representatives to the Fifty-fifth General Assembly, asking for this measure, declaring that they were elected to get it through, just as the Knox County delegation declares it was elected on a platform to repeal the Knoxville charter. The Memphis *Commercial-Appeal* affirms that the delegation was elected to put this matter through. The *News-Scimitar*, an opposition organ, declared before the election that if the ticket was elected this change would be made. Again, Memphis apparently needs a new charter, and the measure does in no way affect our section. Again, this fight is a repetition of fights before every Legislature, a factional Democratic row from Memphis.

JESSE S. COTTRELL.

I join in the foregoing.

H. M. CANDLER.

MR. SPEAKER: While I would gladly extend local courtesy to my fellow-members on local legislation under ordinary circumstances, this bill, to my mind, is fraught with grave danger to the old and well-established principle of local self-government, and, to my mind, would, if passed, establish a very dangerous precedent in Tennessee of legislating out of office men who have been chosen by their people to rule, and in view of these facts I cannot consistently, with a sense of right and justice, do otherwise than vote against the bill amending the charter of Memphis, the same being Senate Bill No. 289.

GEO. P. MEADOWS.

#### BY CONSENT.

By consent of the House, the following report was received from the committee appointed under House Resolution No. 58, providing for the appointment of a committee to investigate whether the adoption of a resolution on February 28, 1907, by



certain members of the Nashville City Council, amounts to a contempt of this House, and what power, if any, the House has to punish such an offense:

MR. SPEAKER: Your committee, appointed under House Resolution No. 58, to investigate and report whether the adoption of the resolution of February 28, 1907, by certain members of the City Council of the City of Nashville, attacking the Speaker of this House, and the approval of the same by the Mayor of Nashville on March 1, 1907, amounts to a contempt of this House, and what power, if any, the House has to punish the contempt, beg leave to report as follows:

*First*, That it is the opinion of the committee that the action of said certain members of the City Council in adopting the resolution attacking the Speaker of the House amounts to a contempt of this body.

*Second*, That the House has the inherent power to punish persons other than its members for contempt committed not in its presence, and has the power to punish the perpetrators of the aforesaid contempt. And that the punishment which may be inflicted is imprisonment for a period not to extend beyond the adjournment *sine die* of this Legislature.

Your committee recommends that the member proposing and all members of said Council advocating and voting for said resolution, and the Mayor approving the same, be brought before this body and permitted to answer why they should not be punished for the aforesaid contempt, and that they be punished in the manner hereinbefore set out, should they fail to purge themselves of the contempt to the satisfaction of the House.

Respectfully submitted,

H. H. HORTON,  
CURRIE DIXON,  
CHAS. A. STAINBACK,  
DAVID B. PURYEAR,  
JOHN R. NEAL.

Mr. Puryear moved that the report of the committee be adopted. The motion prevailed.

Mr. Puryear moved further that the Speaker and Chief Clerk proceed to issue warrants directing the Sergeant-at-Arms to arrest and bring before the bar of the House the following citizens of Nashville, to show cause why they should not be punished for contempt: Messrs. T. O. Morris, C. W. Bailey, J. H. Baskette, G. A. Blodau, W. M. Campbell, G. M. Canfield, A. H. Cox, George Enghaus, F. J. Ehrhart, L. D. Foutch, Fred. Gray, C. J. Hitt, J. S.

Johnson, W. A. Kelley, John Langham, C. A. Marlin, W. G. Reyer, August Schardt, Paul Schoenpflug, E. T. Sweeney, John Waddle, E. M. Wrenne and Charles Cohn; said warrant to be returnable Monday, March 18, 1907, at 2:30 o'clock P. M.

The motion prevailed.

#### BY CONSENT.

By consent, the following bills were introduced:

By Mr. Chestnut (by request), House Bill No. 548, To repeal charter of Bristol.

Passed first reading.

By Mr. Chestnut (by request), House Bill No. 549, To incorporate city of Bristol.

Passed first reading.

Thereupon the House adjourned until 2:30 o'clock this afternoon.

#### AFTERNOON SESSION.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

On motion, the roll-call was dispensed with.

#### SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 136, the general game law, having arrived, on motion of Mr. MacFarland, action on same was postponed until 11 A. M., March 20.

Mr. Kenney moved that 500 copies of House Bill No. 456 be printed.

The motion prevailed.

Mr. Neal called up Senate Bill No. 140, To promote construction of public highways, and moved that same be made special order for 2:30 P. M. Tuesday, March 19.

The motion prevailed.

#### INTRODUCTION OF BILLS.

By Mr. Cottrell, House Bill No. 550, To relieve W. F. Sowland.

Passed first reading.

By Mr. Bradley, House Bill No. 551, To amend charter of Adams.

Passed first reading.

By Mr. Dickens, House Bill No. 552, To require foreign corporations to register charter in counties where they do business.

Passed first reading.

By Messrs. Drummond, Webb and Cottrell, House Bill No. 553, To repay Mayor and Alderman of Knoxville certain money.

Passed first reading.

By Shelby County Delegation, House Bill No. 554, To constitute a battalion known as Naval Battalion.

Passed first reading.

By Mr. Hartley (by request), House Bill No. 555, To change line between civil districts in Roane County.

Passed first reading.

By Messrs. Askew and Harris, House Bill No. 556, To authorize Jackson to refund indebtedness.

Passed first reading.

By Messrs. Askew and Harris, House Bill No. 557, To amend Act authorizing Jackson to issue bonds.

Passed first reading.

By Messrs. Askew and Harris, House Bill No. 558, To authorize Madison County to issue bonds for streets.

Passed first reading.

By Mr. Horton, House Bill No. 559, To prescribe compensation for certain work done by Sheriffs.

Passed first reading.

By Mr. Horton, House Bill No. 560, To fix penalty for public drunkenness.

Passed first reading.

By Messrs. Corn and Horton, House Bill No. 561, To amend Act authorizing Franklin County to issue bonds.

Passed first reading.

By Mr. Householder, House Bill No. 562, To authorize Sevier County to issue bonds for pikes.

Passed first reading.

By Mr. Kenney, House Bill No. 563, To incorporate Sanborg, in Obion County.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 564, To amend Act regulating construction of turnpikes.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 565, To allow Spring Hill to issue bonds.

Passed first reading.

By Mr. Neal, House Bill No. 566, To authorize Trustees of certain academies to transfer property.

Passed first reading.

By Davidson County Delegation, House Bill No. 567, To establish Third Circuit Court of Davidson County.

Passed first reading.

By Davidson County Delegation, House Bill No. 568, To amend charter of certain cities relative to back assessment.

Passed first reading.

By Davidson County Delegation, House Bills No. 569, To amend charter of Nashville.

Passed first reading.

By Messrs. Rambo *et als*, House Bill No. 570, To repeal charter of Knoxville.

Passed first reading.

By Knox County Delegation, House Bill No. 571, legalizing subsidies of Knox County Court to charitable institutions.

Passed first reading.

By Mr. Webb, House Bill No. 572, To give legislative assent to certain Acts of Congress relative to government appropriations for agricultural experiment stations.

Passed first reading.

By Davidson County Delegation, House Bill No. 573, To provide for condemnation of property to construct a bridge across the Cumberland River.

Passed first reading.

By Davidson County Delegation, House Bill No. 574, To establish District Road Board for Davidson County.

Passed first reading.

By Davidson County Delegation, House Bill No. 575, To provide for condemnation of certain lands for bridge purposes.

Passed first reading.

By Davidson County Delegation, House Bill No. 576, To authorize Davidson County to condemn land for roads.

Passed first reading.

By Davidson County Delegation, House Bill No. 577, To amend law relative to condemnation of property.

Passed first reading.

By Mr. Worley, House Bill No. 578, To amend act authorizing Bristol to issue bonds for water works.

Passed first reading.

By Mr. York, House Bill No. 579, To regulate publication of legal notices of land sales.

Passed first reading.

By Mr. York, House Bill No. 580, To require copies of cases tried in the Supreme Court to be certified to inferior courts.

Passed first reading.

By Mr. Donaldson, House Bill No. 581, To enact compulsory educational law for certain counties.

Passed first reading.

By Mr. Donaldson, House Bill No. 582, To change line between Hamblen and Greene Counties.

Passed first reading.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education has examined House Bills Nos. 477, 506, 426, 435 and 440, and recommend same for passage.

PEAY, *Chairman.*

MR. SPEAKER: Your Committee on Sanitation has considered House Bill No. 379, and recommend the same for passage, with an amendment.

D. L. HOWELL, *Chairman.*

#### COMMITTEE APPOINTED.

The following committee on the part of the House were appointed under House Joint Resolution No. 14, to investigate buying portrait of Gen. B. F. Cheatham: Messrs. Lipscomb, Travis and Muse.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 102, To exempt State Militia from road duty in certain counties.

Passed first reading.

Senate Bill No. 323, To create school district in Johnson County.

Passed first reading.

Senate Bill No. 269, To repeal Act creating Turnpike Commission for Davidson County.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 190, To authorize Nashville to issue bonds for sidewalks.

Passed second reading and referred to Committee on Municipal Affairs.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 507, To change line between school districts in Greene County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 508, To create school districts in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 509, To appropriate money to monument for Archibald Roane.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 510, To require American flag displayed on certain school buildings.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 511, To require evidence to be submitted to jury and to forbid certain practices.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 512, To provide libraries for public schools of State.

Passed second reading and referred to Committee on Education and Common Schools.

House Bills No. 513, To repeal Hamblen County road law.

Passed first reading and referred to Committee on Public Roads.

House Bill No. 514, To direct applications of tax levied by Hamblen County.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 515, To authorize Hamblen County to levy special tax.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 516, To authorize Hamblen County Court to issue bonds.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 517, To amend Lauderdale County school law.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 518, To create commission to establish line between Carter and Greene Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 519, To license business of detective agencies.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 520, To regulate and fix liability of railroads to employees.

Passed second reading and referred to Committee on Railroads.

House Bill No. 521, To require State Treasurer to collect two per cent. on daily balances.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 522, To detach Morgan County from the Fourth and attach it to the Second Congressional District.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 523, To preserve the purity of elections.

Passed second reading and referred to Committee on Elections.

House Bill No. 524, To create school district in Unicoi County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 525, To protect fish in Unicoi County.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 526, To amend Act relative to lease of land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 527, To exempt certain persons from jury service.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 528, To promote establishment of public school libraries.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 529, To authorize Johnson City to build sidewalks.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 530, To amend Act allowing Johnson City to purchase water-works system.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 531, To create school district out of parts of Wilson and Smith Counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 532, To create Board of Education for Davidson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 533, To relieve Geo. E. Suffridge.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 534, To amend charter of Cumberland Gap.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 535, To fix time of holding Court in Second Judicial Circuit.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 536, To amend Act to expedite litigation in Chancery Court.

Passed second reading and referred to Committee on Judiciary.  
House Bill No. 537, To amend Act incorporating Charlotte.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 538, To incorporate Alton Park.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 539, To require telephone and telegraph companies to make compensation for occupation of streets of cities and towns.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 540, To incorporate Columbia.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 541, To incorporate Mt. Pleasant.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 542, To make certain institutions of learning a part of the National Guard.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 543, To detach Williamson County from the Seventh Chancery Division and create a new division.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 544, To create Seventeenth Judicial Circuit.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 545, To provide for improvement of public school system.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 546, To amend Act creating office of Superintendent of Capitol.

Passed second reading and referred to Committee on Public Buildings and Grounds.

House Bill No. 547, To extend corporate limits of Whiteville.

Passed second reading and referred to Committee on Municipal Affairs.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 167, To amend Act fixing compensation of jurors.



On motion, the bill was re-referred to the Committee on Judiciary.

SENATE BILLS ON THIRD READING.

Senate Bill No. 162, To authorize certain cities to condemn property for water purposes.

Mr. Worley moved to amend by making the law applicable to towns of from 600 to 5,000 population, according to Federal census of 1900 and any subsequent Federal census.

Mr. Neal moved to table the amendment.

The motion to table prevailed.

Thereupon the bill passed third reading by the following vote:

Ayes.....	72
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Garnett, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Peay, Perry, Rowan, Royston, Sampson, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was laid on the table.

Thereupon the House adjourned until 10 o'clock A. M., Monday.

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MONDAY, MARCH 18, 1907.-

FORTY-SEVENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

On a call of the roll 90 members were found to be present.

Members absent: Messrs. Chestnut, Fielder, Gordon, Kinsland, McElroy, Montgomery, Morris, Rambo and Wiggs.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 441, 13, 337, 12 and 268, and House Joint Resolution No. 45, and find the same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 344, 345 and 346, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 208, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 21, To extend power of railroads as to condemnation for water purposes; passed by the Senate.

Also to return House Bill No. 166, To provide lawful fence for Sevier County; House Bill No. 173, To extend power of County Judge of Carroll County; House Bill No. 178, To give Marion County a direct representative; House Bill No. 225, To change time of holding Chancery Court of Hickman County; House Bill No. 262, To amend Act of 1905, changing line of school district in Wilson County; House Bill No. 277, To change time of holding Chancery Court in Blount County; House Bill No. 290, To amend Act to allow Greene County to issue bonds; House Bill No. 357, To change time for meeting of Revenue Commission of Cumberland County; House Bill No. 358, To change time of meeting of Quarterly Court of Cumberland County; House Bill No. 371, To allow Shelby County to issue bonds for Court House; House Bill No. 372, To create school district in Henderson County; House Bill No. 383, To create school district in Hickman County; House Bill No. 394, To change line of school district in Marion County; and House Bill No. 395, To create school districts in Weakley County; all passed by the Senate.

Also to return House Bill No. 506, To make instruments of conveyance executed by officers *prima facie* evidence of facts

therein contained, and House Bill No. 271, To provide school law for Obion County; both amended and passed by the Senate.

Also to return House Bill No. 231, To create State Board of Embalmers, which failed for want of constitutional majority.

Also to return House Bill No. 21, To allow voters of Washington County to vote on stock law; tabled by the Senate.

Also to return House Bill No. 113, To give Sheriff of Dickson County additional compensation, and House Bill No. 154, To change line between Humphreys and Perry Counties; both rejected by the Senate.

Also to return House Joint Resolution No. 44 and House Bills Nos. 82, 300 and 361, signed by the Speaker of the Senate.

Also to transmit Senate Joint Resolutions Nos. 26 and 27, and Senate Bills Nos. 196, 228, 234 and 235 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 344, 345 and 346; Senate Bills Nos. 196, 228, 235 and 234; Senate Joint Resolutions Nos. 26 and 27.

#### INTRODUCTION OF BILLS.

By Mr. Baldridge, House Bill No. 583, To create school district in Crockett County.

Passed first reading.

By Mr. Baldridge, House Bill No. 584, To create school district in Crockett County.

Passed first reading.

By Mr. Baldridge, House Bill No. 585, To create school district in Crockett County.

Passed first reading.

By Mr. Benham, House Bill No. 586, To reorganize Criminal Court of Shelby County.

Passed first reading.

By Knox County Delegation, House Bill No. 587, To incorporate Knoxville.

Passed first reading.

By Mr. Drummond, House Bill No. 588, To protect certain secret orders.

Passed first reading.

By Mr. Dunavant (by request), House Bill No. 589, To amend charter of Halls.

Passed first reading.

By Messrs. Hassel and Boucher, House Bill No. 590, To authorize Trenton to issue bonds.

Passed first reading.

By Davidson County Delegation and Mr. Lane, House Bill No. 591, To create the Seventeenth Judicial Circuit.

Passed first reading.

By Messrs. Marr and Matthews, House Bill No. 592, To prohibit charge for gas meters.

Passed first reading.

By Mr. Miller of Monroe, House Bill No. 593, To authorize Monroe County School Commissioners to sell school lands.

Passed first reading.

By Messrs. Mitchell and Miller of Tipton, House Bill No. 594, To amend Act to prescribe mode of admission into Tennessee Hospital for the Insane.

Passed first reading.

By Messrs. Poston and Smith, House Bill No. 595, To create school district in Pickett County.

Passed first reading.

By Mr. Rowan, House Bill No. 596, To amend Act to redistrict Hawkins County.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 597, To create office of Assistant Attorney-General in Shelby County.

Passed first reading.

By Mr. Smith, House Bill No. 598, To regulate taking depositions.

Passed first reading.

By Mr. Smith, House Bill No. 599, To amend Act authorizing Justices of the Peace to elect Chairman of County Court.

Passed first reading.

By Mr. Smith, House Bill No. 600, To authorize Fentress County to issue bonds.

Passed first reading.

By Mr. Smith, House Bill No. 601, To relieve William Cooper of certain taxes wrongfully paid.

Passed first reading.

By Messrs. Drummond and Webb, House Bill No. 602, To repeal Act making it unlawful for attorneys to sign certain bonds.

Passed first reading.

SIGNED.

The Speaker announced that he had signed House Bill No. 208.

HOUSE BILLS ON THIRD READING.

House Bill No. 391, To provide for cleaning out of Beaver Creek.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 221, To allow judges of election to collect poll taxes.

Mr. Smith moved to make bill special order for 11 A. M. March 21.

The motion prevailed.

SENATE BILLS ON FIRST READING.

Senate Bill No. 21, To extend power of railroad companies to condemn property.

Passed first reading.

SENATE BILLS ON SECOND READING.

Senate Bill No. 269, To repeal Turnpike Commission in Davidson County.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 102, To exempt State Militia from road duty in certain counties.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 323, To create school district in Johnson County.

Passed second reading and referred to Committee on Education and Common Schools.

HOUSE BILLS ON SECOND READING.

House Bill No. 548, To repeal charter of Bristol.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 549, To incorporate Bristol.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 550, To relieve Mr. W. F. Sowland.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 551, To amend charter of Adams.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 552, To require foreign corporations to register charter in counties in which they do business.

Passed second reading and referred to Committee on Incorporations.

House Bill No. 553, To repay Mayor *et als* of Knoxville certain money.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 554, To create battalion known as Naval Battalion.

Passed second reading and referred to Committee on Military Affairs.

House Bill No. 555, To change line between civil districts in Roane County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 556, To authorize Jackson to refund her indebtedness.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 557, To amend Act authorizing Jackson to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 558, To authorize Madison County to issue bonds for streets.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 559, To prescribe compensation for certain work done by Sheriffs.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 560, To fix penalty for public drunkenness.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 561, To amend Act authorizing Franklin County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 562, To authorize Sevier County to issue bonds for pikes.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 563, To incorporate Sandburg, Obion County.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 564, To amend Act regulating construction of turnpikes.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 565, To allow Spring Hill to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 566, To authorize Trustees of certain academies to transfer property.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 567, To establish Third Circuit Court of Davidson County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 568, To amend charter of certain cities relative to back assessments.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 569, To amend charter of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 570, To repeal charter of Knoxville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 571, To legalize subsidies of Knox County Court to charitable institutions.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 572, To give legislative assent to certain Acts of Congress.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 573, To provide for condemnation of property for bridge purposes.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 574, To establish District Road Board for Davidson County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 575, To provide for condemnation of land for bridges.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 576, To authorize Davidson County to condemn land for bridges.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 577, To amend law relative to the condemnation of land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 578, To amend Act authorizing Bristol to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 579, To regulate publication of legal notices.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 580, To require copies of certain cases tried in Supreme Court to be certified to lower court.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 581, To enact compulsory school law for Hamblen County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 582, To change line between Hamblen and Greene Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Joint Resolutions Nos. 40 and 42; also House Bills Nos. 5, 124, 152, 229, 234, 235, 301, 325, 326, 355 and 407, all of which he has approved. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 247, To prescribe manner in which municipal corporations may initiate proceedings to obtain reincorporation.

Mr. Worley moved to amend by making the bill apply to towns of population not less than 10,000 by the Federal census of 1900 or any subsequent Federal census.

Mr. Neal moved to make the bill special order for 10:30 A. M., March 19.

The motion prevailed.

#### BY CONSENT.

By consent, Mr. Lane called up House Bill No. 544, To create Seventeenth Judicial Circuit, which was without objection withdrawn.



HOUSE BILLS ON THIRD READING.

House Bill No. 6, To prohibit dealing in futures.

On motion, further consideration of the bill was postponed.

House Bill No. 23, To provide compulsory attendance at public schools.

On motion, the bill was tabled.

EXPLANATION.

MR. SPEAKER: I protest against the tabling of House Bill No. 23. I am unalterably opposed to tabling or killing any bill that provides for compulsory education. I favor compulsory education in all its phases, and have introduced a bill of this character.

JESSE S. COTTRELL.

House Bill No. 24, To supply duplicate land grants when the original grants have been lost.

On motion, the bill was tabled.

House Bill No. 435, To create school district in Greene County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 408, To authorize Memphis to convey certain alleys to Shelby County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 409, To make it a misdemeanor to give other than true name in purchasing property.

Passed third reading by the following vote:

Ayes.....	69
Noes.....	2

Representatives voting aye were: Messrs. Armitage, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Everett, Galloway, Gill, Groner, Hall, Hardin, Hartley, Holman, Householder, Howell, Howland, Hudson, Jackson, Jests, Johnson, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Murray, Peay, Perry, Poston, Royston, Puryear, Sampson, Scott, Shea, Smith, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

Representatives voting no were: Messrs. Howell and Muse—2.

A motion to reconsider was tabled.

House Bill No. 381, To authorize Lenox to issue bonds for sewerage purposes.

Accompanied by committee amendment.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	77
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Benham, Brooks, Bradley, Boucher, Campbell, Candler, Carden, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garnett, Gill, Groner, Hall, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—77.

House Bill No. 131, To create commission to levy taxes for the poor.

Mr. Waddell moved that this bill apply to counties having a population of 90,000 or under, according to Federal census of 1900 or any subsequent Federal census.

The amendment was tabled.

Thereupon the bill passed third reading by the following vote:

Ayes.....	62
Noes.....	10

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Bradley, Brooks, Campbell, Candler, Cooper of Shelby, Cottrell, Dixon, Donaldson, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gill, Hardin, Hartley, Holman, Householder, Howell, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neeley, Peay, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Worley and York—62.

Representatives voting no were: Messrs. Boucher, Carden, Corn, Cummings, Dickens, Hall, Hassell, Howland, Waddell and Mr. Speaker Cunningham—10.

Mr. Benham entered a motion to reconsider on the Journal.

BY CONSENT.

By consent of the House, the following report was received from the committee appointed under House Resolution No. 58, to investigate resolution adopted by City Council of Nashville relative to Mr. Speaker Cunningham:

MR. SPEAKER: Your committee appointed to investigate and report as to the action of certain members of the Nashville City Council and the Mayor of Nashville toward this House, beg leave to submit the following supplementary report to that previously submitted:

Upon further investigation your committee find that the following citizens of Nashville are in contempt of this House: T. O. Morris, J. R. Archey, C. W. Bailey, J. H. Baskette, G. A. Blodau, W. M. Campbell, G. M. Canfield, A. H. Cox, Geo. Enghaus, F. J. Ehrhart, L. D. Foutch, Fred Gray, C. J. Hitt, J. S. Johnson, W. A. Kelley, John Langham, C. A. Marlin, W. G. Reyer, August Schardt, Paul Schoenpflug, E. T. Sweeney, John Waddle, E. M. Wrenne and Chas. Cohn.

HENRY H. HORTON,  
CHAS. A. STAINBACK,  
D. B. PURYEAR,  
JOHN R. NEAL,  
CURRIE DIXON.

Mr. Stainback moved that the report be adopted.

The motion prevailed.

Mr. Stainback moved that the Speaker and Chief Clerk of the House issue warrants for the arrest of the men whose names are mentioned in the report, directing the Sergeant-at-Arms to have the men mentioned brought before the bar of the House Thursday, March 21, at 10 o'clock A. M.

The motion prevailed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to inform the House that the Speaker of the Senate has appointed Messrs. Weber and McRee

as committee on the part of the Senate under House Joint Resolution No. 14, to purchase portrait of Gen. B. F. Cheatham.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. to-day.

### AFTERNOON SESSION.

The House met at 2:30 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

### ANNOUNCEMENT.

The Speaker announced that the official signature of the Speaker and the Chief Clerk of the House had been fixed to the warrants for the arrest of the following: T. O. Morris, J. R. Archey, C. W. Bailey, J. H. Baskette, G. A. Blodau, Wm. Campbell, G. M. Canfield, A. H. Cox, George Enghaus, T. J. Ehrhart, L. D. Foutch, Fred Gray, C. J. Hitt, J. S. Johnson, W. A. Kelley, John Langham, C. A. Marlin, W. G. Reyer, August Schardt, Paul Schoenpflug, E. T. Sweeney, John Waddle, E. M. Wrenne and Charles Cohn.

### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 104, To prohibit soliciting or taking of orders for liquors where the same cannot be sold legally, passed by the Senate.

THOMAS, *Clerk.*

### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education have considered House Bills Nos. 581, 476, 449, 491, 493, 524, 489, 531, 500, 499, 496, 507, 483 and 566 and Senate Bills Nos. 323, 246, 44, 265, 271, 248 and 253, and recommend same for passage.

PEAY, *Chairman.*

### BY CONSENT.

By consent, Messrs. Marr and Matthews introduced House Bill No. 603, To amend Act authorizing fraternal beneficiary associations to issue contracts for insurance.

Passed first reading.

HOUSE BILLS ON THIRD READING.

House Bill No. 414, To authorize Roane County to issue bonds.  
Senate Bill No. 325, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	77
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Cooper of Shelby, Cooper of White, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—77.

A motion to reconsider was laid on the table.

House Bill No. 392, To amend Act incorporating Sparta.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 108, To abolish district land offices in Tennessee and locate central office in Nashville.

Mr. Bradley moved to re-refer to the Committee on Finance, Ways and Means.

The motion to re-refer prevailed.

House Bill No. 440, To create school district out of parts of Marion and Sequatchie Counties.

Passed third reading.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bills Nos. 208, 345, 344, 346, signed by the Speaker of the Senate.

Also to transmit Senate Bills Nos. 40, 162 and 319 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 162, 319 and 40.

House Bill No. 506, To create school district in Marion County. Passed third reading.

A motion to reconsider was tabled.

House Bill No. 34, To protect blacksmiths, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	60
Noes.....	7

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Edwards, Everett, Galloway, Garrison, Garnett, Groner, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, May, Meadows, Mitchell, Muse, Neal, Neeley, Perry, Puryear, Richmond, Rowan, Royston, Scott, Smith, Sneed, Thrasher, Tatum, Thomas, Travis, Wilkerson, Worley and York—60.

Representatives voting no were: Messrs. Donaldson, Drummond, Edens, Hall, Miller of Monroe, Murray and Mr. Speaker Cunningham—7.

A motion to reconsider was tabled.

House Bill No. 449, To authorize Elizabethton to issue bonds. Passed third reading by the following vote:

Ayes.....	69
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garnett, Groner, Hall, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Johnson, Kenney, Knowles, Lane, Largent, May, Meadows, Miller of Tipton, Miller of Monroe, Murray, Muse, Neal, Peay, Perry, Puryear, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis,

Waddell, Walker, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

A motion to reconsider was laid on the table.

House Bill No. 450, To incorporate Butler, Johnson County.

Passed third reading.

A motion to reconsider was laid on the table.

On motion, House Bills Nos. 304 and 315 were re-referred to Committee on Labor.

House Bill No. 483, To create school district in Greene County.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 507, To change line between school districts in Greene County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 477, To provide compulsory school law for certain counties.

Passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 312, To create school district in Sequatchie County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 476, To create school district in Claiborne County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 454, To amend charter of Harriman.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 405, To authorize transfer of school property in Franklin County.

Accompanied by committee substitute.

The substitute bill was adopted.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

House Bill No. 491, To create school district in Morgan County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 260, To amend Act incorporating Union City.

Passed third reading.

A motion to reconsider was tabled.

ON SENATE AMENDMENTS.

House Bill No. 492, To enact stock law for Washington County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 271, To enact road law for Obion County.

On motion, the House concurred in the Senate amendments.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 52, To incorporate Terrytown in Shelby County, rejected by the Senate; also to return House Bill No. 298, To sell or lease Bolivar Academy, passed by the Senate.

THOMAS, *Clerk*.

House Bill No. 400, To create school district in Rutherford County.

On motion, the bill was tabled.

House Bill No. 496, To abolish charter of Geneva Academy.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 531, To create school district out of parts of Smith and Wilson Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 426, To create school district in Fentress County.

Passed third reading.

A motion to reconsider was tabled.

Thereupon the House adjourned until 10 o'clock A. M. to-morrow.

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TUESDAY, MARCH 19, 1907.

FORTY-EIGHTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 93 members were found to be present.



Members absent: Chestnut, Gordon, McElroy, Montgomery, Wiggs and Wilkerson.

On motion, the reading of the Journal of Monday's proceedings was dispensed with.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 439, 444, 435, 408, 409, 381, 391 and 440, and find same correctly engrossed and ready for transmission to the Senate. Also House Bills Nos. 395, 290, 371 and 394, and find the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Roads report for passage House Bills Nos. 495, 190, 472 and 484, and we further recommend that Senate Bills Nos. 240 and 241, and House Bill No. 513 be tabled.

MEADOWS, *Chairman.*

MR. SPEAKER: Your Committee on Sanitation met, having a quorum, and recommend for rejection House Bills Nos. 324 and 505, and offer a substitute bill. House Bill No. 490 was recommended for passage, with amendment.

HOWELL, *Chairman.*

MR. SPEAKER: Your Committee on Judiciary returns the following bills with the following recommendations: House Bills Nos. 207 and 389, for rejection; House Bills Nos. 291, 418, 429 and 535, for passage.

DIXON, *Chairman.*

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 462, with amendment, 494, 485, 501, 410, 420, 530, 538, 497, 529, 261, with amendment, and Senate Bills Nos. 66 and 190.

CARDEN, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 290, 371, 394 and 395.

BY CONSENT.

By consent of the House, House Bill No. 142 was referred to the Committee on Mines.

INTRODUCTION OF RESOLUTIONS.

By Mr. Lane, House Joint Resolution No. 46, To allow door-keeper of the Senate and House \$4 per day for work during recess.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return here-with House Bill No. 208, which he has approved.

Very respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

By Messrs. Jackson *et als*, House Joint Resolution No. 47, To invite Mrs. Lillian M. N. Stevens to address the Legislature.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Stainback moved to table the resolution.

The motion to table failed by the following vote:

Ayes .....	10
Noes .....	65

Representatives voting aye were: Messrs. Baldrige, Carden, Corn, Edwards, Fielder, Garnett, Johnson, Puryear, Stainback, and Thompson—10.

Representatives voting no were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Everett, Galloway, Garrison, Gill, Groner, Hardin, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jests, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Murray, Muse, Neeley, Peay, Perry, Poston, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Travis, Waddell, Walker, Webb, White, York and Mr. Speaker Cunningham—65.

Mr. Dixon moved to amend by striking out 3 P. M. and inserting 7:30 P. M.

Mr. MacFarland moved to table the amendment.

The motion to table prevailed.

Mr. Carden moved to amend by providing that such members as may desire may meet and proceed to the speaking.

Mr. MacFarland moved to table.

The motion to table prevailed.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Tatum, House Joint Resolution No. 48, To endorse Heflin bill in Congress for return of cotton tax.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### INTRODUCTION OF BILLS.

By Messrs. Askew and Scott, House Bill No. 604, To abolish the charter of Jackson.

Passed first reading.

By Messrs. Askew and Scott, House Bill No. 605, To incorporate Jackson.

Passed first reading.

By Mr. Baldridge, House Bill No. 606, To create school district in Crockett County.

Passed first reading.

By Mr. Brooks, House Bill No. 607, To amend Act incorporating Newport.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 608, To make uniform fares on street cars in Shelby County.

Passed first reading.

By Shelby County Delegation, House Bill No. 609, For the benefit of Judge J. S. Galloway.

Passed first reading.

By Knox County Delegation, House Bill No. 610, To incorporate Lonsdale.

Passed first reading.

By Mr. Cottrell (by request), House Bill No. 611, To enable certain management and perpetuation of voluntary homesteads for public schools.

Passed first reading.

By Mr. Cottrell, House Bill No. 612, To regulate tax on privilege of transfer companies.

Passed first reading.

By Mr. Dixon, House Bill No. 613, To prevent street railroads and other corporations from entering streets of cities without consent of municipalities.

Passed first reading.

By Mr. Dunavant, House Bill No. 614, To make venereal diseases at time of marriage cause for divorce.

Passed first reading.

By Mr. Garrison, House Bill No. 615, To allow Grundy County to issue bonds for roads.

Passed first reading.

By Mr. Garnett, House Bill No. 616, To change corporate limits of McMinnville.

Passed first reading.

By Mr. Garnett, House Bill No. 617, To allow Warren County to vote on issuing bonds for roads.

Passed first reading.

By Mr. Hall, House Bill No. 618, To protect owners of receptacles.

Passed first reading.

By Mr. Hall, House Bill No. 619, To provide for erection of monuments to Tennessee troops at Shiloh.

Passed first reading.

By Mr. Harris, House Bill No. 620, To change line between Hardeman and Madison Counties.

Passed first reading.

Mr. MacFarland moved that when the House adjourn it adjourn at 12:30 to meet at 10 o'clock to-morrow.

The motion prevailed.

By Mr. Hassell, House Bill No. 621, To provide for drainage of swamp lands.

Passed first reading.

By Mr. Howell, House Bill No. 622, To amend Act relative to the payment of fines in criminal cases.

Passed first reading.

By Mr. Kinsland, House Bill No. 623, To change line between Jefferson and Grainger Counties.

Passed first reading.

By Mr. Mathews, House Bill No. 624, To prevent judicial officers appointing relatives to office.

Passed first reading.

By Mr. May, House Bill No. 625, To authorize Washington County to issue bonds for roads.

Mr. Royston moved to table the bill.

The motion to table failed.

Passed first reading.

By Mr. Schubert, House Bill No. 626, To change the line between Lewis and Hickman Counties.

Passed first reading.

By Mr. Schubert, House Bill No. 627, To repeal Act changing line between Maury and Lawrence Counties.

Passed first reading.

By Mr. Scott, House Bill No. 628, To create an independent school district in Henderson County.

Passed first reading.

By Mr. Sneed *et als*, House Bill No. 629, To declare and make more specific powers and duties of interurban railroads.

Passed first reading.

By Mr. Stainback, House Bill No. 630, To authorize Fayette County to issue bonds for roads.

Passed first reading.

By Mr. Thompson, House Bill No. 631, To create Board of Jury Commissioners for Bedford County.

Passed first reading.

By Messrs. Waddell and Puryear, House Bill No. 632, To submit question of constitutional convention to the vote of the people.

Passed first reading.

By Messrs. Waddell and Puryear, House Bill No. 633, To provide for election of delegates to constitutional convention.

Passed first reading.

By Mr. Waddell, House Bill No. 634, To constitute naval battalion in National Guard of State.

Passed first reading.

By Mr. Walker, House Bill No. 635, To repeal Act creating school district in Blount County.

Passed first reading.

By Mr. Worley, House Bill No. 636, To change time of holding Chancery Court in Sullivan County.

Passed first reading.

By Mr. York, House Bill No. 637, To promote compulsory education for certain counties.

Passed first reading.

By Mr. Carden (by request), House Bill No. 638, To repeal Act relative to limitations under pauper oath.

Passed first reading.

By Mr. Peay, House Bill No. 639, To change line between Cheatham and Davidson Counties.

Passed first reading.

By Messrs. White and Worley, House Bill No. 640, To amend Act apportioning Representatives in Congress.

Passed first reading.

By the Davidson County Delegation, House Bill No. 641, To amend charter of Nashville.

Passed first reading.

By Mr. Boucher, House Bill No. 642, To amend Act providing for organization of corporations.

Passed first reading.

By Mr. Everett, House Bill No. 643, To amend Act incorporating Greenfield.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 104, To make it unlawful to solicit orders for liquors in dry territory.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 21, To extend power of railroads in condemning property.

Passed second reading and referred to Committee on Railroads.

#### SPECIAL ORDER.

The hour fixed for the consideration of Senate Bill No. 247, To provide manner in which municipal corporations may surrender charter having arrived, the bill was taken up.

Mr. Worley moved to table.

The motion to table prevailed.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 583, To create school district in Crockett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 584, To create school district in Crockett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 585, to create school district in Crockett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 586, To reorganize Criminal Court of Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 587, To incorporate Knoxville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 588, To protect certain secret orders.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 589, To amend charter of Halls.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 590, To allow Trenton to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 591, To create Seventeenth Judicial Circuit.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 592, To prohibit charge for gas meters.

Passed second reading and referred to Committee on Corporations.

House Bill No. 593, To authorize Monroe County School Commissioners to sell certain lands.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 594, To amend Act prescribing mode of admission to hospitals for insane.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 595, To create school district in Pickett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 596, To amend Act redistricting Hawkins County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 597, To create office of Attorney-General in Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 598, To regulate taking of depositions.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 599, To amend Act regulating election of Chairmen of County Courts.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 600, To authorize Fentress County to issue bonds.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 601, To relieve Wm. Cooper of certain taxes.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 602, To repeal Act allowing attorneys to sign certain bonds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 603, To allow fraternal beneficiary associations to issue insurance contract.

Passed second reading and referred to Committee on Insurance, Building and Loans.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 125, To prescribe effect of deeds given by clerks of the courts for land sold in court, and Senate Bill No. 150, To amend Act creating office of County Judge of McNairy County, both passed by the Senate.

THOMAS, *Clerk.*

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 44, To authorize sale of Livingston Academy.  
Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 66, To repeal charter of Rock Creek.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 323, To create school district in Johnson County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 190, To authorize Nashville to issue bonds for sidewalks.

Passed third reading by the following vote:

Ayes .....	81
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Burkhalter, Campbell, Cooper of Shelby, Corn, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, How-



land, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Worley, York and Mr. Speaker Cunningham—81.

A motion to reconsider was tabled.

Senate Bill No. 241, To authorize Superintendent of Turnpikes of Davidson County to appoint assistant.

On motion, the bill was tabled.

#### BY CONSENT.

By consent, Mr. Dixon introduced House Bill No. 644, To amend Act incorporating Brownsville.

Passed first reading.

Senate Bill No. 240, To amend Act creating turnpike board in Davidson County.

On motion, the bill was tabled.

Senate Bill No. 265, To amend Act to establish uniform system of public schools.

Passed third reading by the following vote:

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Cooper of Shelby, Cummings, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thomas, Travis, Waddell, Webb, White, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 437, To provide how municipal corporations may reincorporate.

Mr. Worley moved to table.

The motion to table prevailed.

House Bill No. 462, To authorize Huntingdon to issue bonds for streets, accompanied by committee amendment.

On motion, the amendment was adopted.

Thereupon the bill as amended passed third reading by the following vote:

Ayes .....	87
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Gallo-way, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Worley, York and Mr. Speaker Cunningham—87.

A motion to reconsider was tabled.

House Bill No. 474, To protect dealers in ginseng and golden seal.

The bill passed third reading by the following vote:

Ayes .....	73
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cummings, Dickens, Donaldson, Dunavant, Dyer, Edens, Everett, Fielder, Garnett, Gill, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Worley, York and Mr. Speaker Cunningham—73.

A motion to reconsider was taken.

House Bill No. 538, To incorporate Alton Park.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 535, To fix time of holding court in Second Judicial Circuit.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 105, To protect farmers in purchase of seed and grain.

Passed third reading by the following vote:

Ayes .....	69
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Largent, Lipscomb, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, York—69.

Representatives voting no were: Mr. Cummings—1.

A motion to reconsider was tabled.

House Bill No. 420, To amend Act incorporating Newport.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 418, To create office of Assistant Attorney General in certain counties.

Mr. Horton moved to re-refer to Committee on Finance, Ways and Means.

Mr. Poston moved to table the motion to re-refer.

The motion to table failed.

Thereupon the motion to re-refer to the Committee on Finance, Ways and Means prevailed.

House Bill No. 398, To authorize Stewart County to issue bonds for roads.

Passed third reading by the following vote:

Ayes .....	77
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Gro-ner, Hall, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, Meadows, Miller of Monroe, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Scott, Smith, Sneed, Stainback, Tal-lant, Thrasher, Thomas, Travis, Waddell, Walker, Worley, York and Mr. Speaker Cunningham—77.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 116, To prescribe the form and substance of conditional judgments, passed by the Senate; also to transmit Senate Joint Resolution No. 29, To fix the time to elect Comptroller and Treasurer, adopted for concurrence.

THOMAS, *Clerk.*

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 29, To fix time to elect Comptroller and Treasurer, concurred in by the House.

#### BY CONSENT.

By consent, Mr. Neal called up Senate Bill No. 140, and moved to re-refer to Committee on Public Roads.

The motion prevailed.

House Bill No. 470, To put County Court Clerks on same basis as Circuit Court Clerks, accompanied by committee amendment.

Pending further consideration of the bill, the hour fixed for adjournment having arrived, the House adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, MARCH 20, 1907.

FORTY-NINTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. J. W. Hensley, of Springfield.

On call of the roll, 94 members were found to be present.

Members absent: Messrs. Chestnut, Edwards, Montgomery, Muse, Rambo. Messrs. Edwards and Montgomery were excused by the Speaker.

On motion, the reading of the Journal of Tuesday's proceedings was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 269, To change the line of school district in Cannon County; House Bill No. 334, To allow Sevier County to issue bonds; House Bill No. 338, To sell property belonging to Fayette Academy; House Bill No. 340, To create school district in Grainger County; House Bill No. 387, To create school district in Dyer County, all passed by the Senate.

Also to return House Bill No. 388, To incorporate White Bluff, substituted for Senate bill on same subject and passed by the Senate.

Also to transmit Senate Bill No. 325, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 193, To regulate peremptory challenges in criminal cases, passed by the Senate.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bill No. 325.

UNFINISHED BUSINESS.

The unfinished business of the previous session being the consideration of House Bill No. 470, To put County Court Clerks on the same basis as Circuit Court Clerks, the bill was taken up, accompanied by committee amendment.

The amendment was adopted.

Mr. Smith moved to amend section two by striking out \$166.66 and inserting in lieu thereof \$125.00.

The amendment was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Campbell, Candler, Cooper, of White, Corn, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hassell, Householder, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Peay, Perry, Poston, Rowan, Sampson, Schubert, Scott, Shea, Smith, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson—72.

A motion to reconsider was tabled.

#### PETITIONS AND MEMORIALS.

By Mr. McElroy, Petition from Henry County Anti-Saloon League, protesting against Tollett road bill.

Referred to Committee on Public Roads.

By Mr. Miller of Monroe, Petition by people of Monroe County asking for new school district.

Referred to Committee on Education and Common Schools.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary return the following bills with the following recommendations: House Bills Nos. 167, 319, 360, 399, 402, 458, 579, 580 and 599, for passage; House Bills Nos. 222, 468, 511 and 539, for passage with committee amendments. House Bill No. 464 for rejection, and House Bill No. 143 for the table.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Public Printing have carefully examined House Bill No. 382, and recommend the same for passage, with accompanying amendment.

QUIMBY DYER, *Chairman*.

MR. SPEAKER: Your Committee on Pensions recommend Senate Bill No. 284 for passage.  
LIPSCOMB, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads report House Bills Nos. 564, 558, 574, 473 and 438 for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 541, 569, 540, 534, 553, 590, 565, 568, 376, 548 and 549, with amendments. Also House Bills Nos. 210 and 211 for the table.

CARDEN, *Chairman*.

MR. SPEAKER: Your Committee on Labor have carefully examined House Bills Nos. 304, 315 and 316, and recommend same for passage.

JOHNSON, *Chairman*.

MR. SPEAKER: Your Committee on Education and Common Schools, after considering House Bills Nos. 517, 542, 510, 532, 600, 595, 508, 512, 584, 585 and 583, recommend the same for passage. Also House Bill No. 172 for the table.

PEAY, *Chairman*.

MR. SPEAKER: We, your Committee on Sanitation, beg leave to state that we have considered House Bill No. 168, and recommend the same for rejection.

D. HOWELL, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means have carefully considered the following bills and recommend the same for passage: House Bills Nos. 418, 515, 514, 516, 415, 141 and 424. House Bills Nos. 108 and 139 for rejection.

S. H. COOPER, *Chairman*.

Mr. Cummings moved to re-refer House Bill No. 141 to Committee on Finance, Ways and Means.

Mr. Marr moved to table the motion to re-refer.

The motion to table failed.

Mr. Bradley moved to amend by requesting committee to report to-morrow.

The amendment was adopted.

Thereupon the motion as amended prevailed.

#### REPORTS FROM SPECIAL COMMITTEES.

The following report was received from the committee appointed to investigate State archives under House Joint Resolution No. 15:

MR. SPEAKER: We, your Joint Committee, appointed by House Joint Resolution No. 15, to examine the office of Archivist of the State and report upon its condition and its needs, beg leave to say that we have performed that duty, and we find and report that the work so far accomplished has been splendidly performed and that Mr. Quarles, the officer in charge of the Archives, is entitled to the thanks of the people of the entire State for his great interest and painstaking care in rescuing, classifying and preserving the ancient records and documents of the State of Tennessee. His office apartments, although in the attic of the Capitol, are models of neatness and of record classification, and his department is one of the most interesting of the official departments of the State, and well worthy of a visit from every member of the Legislature, or other visitor at the Capitol.

We recommend a continuance of the appropriation for this department and think that better quarters or rooms should be provided for this important and most interesting branch of the public service.

We were also directed by the said resolution to examine and inspect the collections of the Tennessee Historical Society, as well as the curios, relics, etc., of General Gates P. Thruston, and ascertain their probable value, and upon what terms and conditions they could be obtained as the property of the State of Tennessee; and we are glad to be able to report that the Tennessee Historical Society has signified its willingness to present to the State all of its historical documents, ancient relics and other treasure so closely interwoven with the past history of the State, and worth many thousands of dollars, upon the simple promise and undertaking of the State to provide a suitable place for the preservation and safe-keeping of these splendid gifts.

General Thruston has also geological specimens of the State, as well as curios and Indian antiquities, which are invaluable and can never be duplicated, and he generously offers these as a gift to the State upon the same terms and conditions, and expresses a desire to contribute, besides, a fixed and permanent sum to be expended annually for their care and preservation; and these generous offers should be accepted with an emphatic expression of thanks to the donors as the State's noble benefactors.

In view of all of these facts, and of the crowded condition of the Capitol, and the evident need for more room to accommodate the several departments of the State, we recommend the purchase by the State, as soon as may be, of a building convenient to the Capitol, to be occupied by the State Archivist with the Archives and the gifts of General Thruston and the Tennessee His-



torical Society, by the Supreme Court of the State, the Court of Civil Appeals, and the office of State Librarian.

We understand that the Bishop's residence and grounds, immediately south of the Capitol can be had under an option formerly granted to the State, for the sum of twenty-three thousand, five hundred dollars (\$23,500.00), and we earnestly urge its purchase by the State immediately and for the purposes above set forth.

Respectfully submitted this March 20th, 1907.

T. E. GORDON,  
JAMES ARMITAGE,  
W. T. GALLOWAY,  
J. M. GRAHAM,  
F. M. McREE.

Mr. Gordon moved to adopt the report of the committee.  
The motion prevailed.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 496, 260, 477, 491, 462, 312, 392, 34, 492, 105, 474, 535, 531, 405, 476, 426, 506, 420, 538, 483 and 449, and House Joint Resolutions Nos. 46, 47 and 48, and find the same correctly engrossed and ready for transmission to the Senate. Also House Bills Nos. 166, 173 and 225, and find the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 44, 66, 190, 265 and 323, and Senate Joint Resolution No. 29, for the signature of the Speaker of the House. Also to return House Bills Nos. 290, 371, 394 and 395, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 44, 66, 190, 265 and 323, and Senate Joint Resolution No. 29. Also House Bills Nos. 166, 173 and 225.

#### INTRODUCTION OF BILLS.

By Mr. Baldridge, House Bill No. 645, to make it a felony to draw a pistol.

Passed first reading.

By Messrs. Boucher and Hassell, House Bill No. 646, To create school district in Gibson County.

Passed first reading.

By Mr. Brooks, House Bill No. 647, To allow Newport to issue bonds.

Passed first reading.

By Mr. Campbell (by request), House Bill No. 648, To amend charter of Grand Junction.

Passed first reading.

By Mr. Candler, House Bill No. 649, To prevent non-residents making rates for insurance purposes.

Passed first reading.

By Mr. Cooper of Shelby and Neal, House Bill No. 650, To provide method for collecting taxes on foreign corporations.

Passed first reading.

By Mr. Cooper of White, House Bill No. 651, To amend Act to incorporate Sparta.

Passed first reading.

By Mr. Cottrell, House Bill No. 652, To relieve employees of asylums from road duty.

Passed first reading.

By Mr. Cummings, House Bill No. 653, To amend charter of Chattanooga.

Passed first reading.

By Mr. Cummings, House Bill No. 654, To prohibit burning of woods.

Passed first reading.

By Mr. Donaldson, House Bill No. 655, To amend charter of Jefferson City.

Passed first reading.

By Mr. Gordon, House Bill No. 656, To provide for rules of evidence concerning judicial records.

Passed first reading.

By Mr. Groner, House Bill No. 657, To amend Act providing for regulation and inspection of mines.

Passed first reading.

By Mr. Hudson, House Bill No. 658, To authorize conveyance of Charlotte Academy by trustees.

Passed first reading.

By Mr. Jestes, House Bill No. 659, To provide for locating and widening roads in Anderson County.

Passed first reading.

By Mr. Kenney, House Bill No. 660, To provide liens for persons operating threshers, hay presses, etc.

Passed first reading.

By Mr. Lane, House Bill No. 661, To authorize certain turnpike companies to establish new toll gates.

Passed first reading.

By Mr. MacFarland, House Bill No. 662, To confer authority on Governor and Prison Commissioners to issue paroles to prisoners.

Passed first reading.

By Mr. Miller of Monroe, House Bill No. 663, To create school district in Monroe County.

Passed first reading.

By Mr. Neal, House Bill No. 664, To amend Act to establish uniform system of public schools.

Passed first reading.

By Mr. Schubert, House Bill No. 665, To extend corporate limits of Lawrenceburg.

Passed first reading.

By Mr. Thomas, House Bill No. 666, To authorize Camden to issue bonds for schools.

Passed first reading.

By Shelby County Delegation, House Bill No. 667, To authorize Memphis to issue bonds for indebtedness.

Passed first reading.

By Mr. White, House Bill No. 668, To incorporate Tazewell.

Passed first reading.

By Mr. White, House Bill No. 669, To authorize taking of personal property for educational purposes in certain counties.

Passed first reading.

By Mr. Wiggs, House Bill No. 670, To amend charter of Waverly.

Passed first reading.

By Mr. Wiggs, House Bill No. 671, To amend charter of Waverly.

Passed first reading.

By Mr. Wiggs, House Bill No. 672, To amend charter of Waverly.

Passed first reading.

#### BY CONSENT.

By consent of the House, Mr. Worley called up House Bill No. 549, To incorporate Bristol, accompanied by committee amendment.

The amendment was adopted.

Mr. McElroy moved to make bill special order for March 25, 2:30 P. M.

Mr. Worley moved to table the motion to postpone.

The motion to table prevailed.

Thereupon the bill as amended passed third reading.

A motion to reconsider was tabled.

House Bill No. 548, To repeal charter of Bristol, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill as amended passed third reading.

A motion to reconsider was laid on the table.

#### SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 136, To enact general game law, having arrived, the bill was taken up.

Mr. Gordon moved to amend as follows: Amend Section 11, after the words "Robertson" strike out words "June 1 to March 1" and insert in lieu thereof the words "July 1 to January 1. After the word "Coffee" strike out the words "January 1 to March 1" and insert in lieu thereof "no closed season."

The amendment was adopted.

Mr. Perry moved to amend by striking out all of that portion of Section 6 after the words "of said land," in line 3 of said section.

Mr. MacFarland moved to table.

The motion to table prevailed by the following vote:

Ayes .....	47
Noes .....	30

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Donaldson, Edwards, Galloway, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Holman, Householder, Hudson, Jackson, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, MacFarland, Morris, Neal, Peay, Poston, Sampson, Schubert, Shea, Stainback, Thrasher, Travis, Waddell, Webb, Wilkerson, York and Mr. Speaker Cunningham—47.

Representatives voting no were: Messrs. Bradley, Brooks, Cummings, Dickens, Donaldson, Dunavant, Dyer, Everett, Fielder, Garrison, Hartley, Jestes, Kenney, Largent, Matthews, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Murray, Neeley, Perry, Rowan, Royston, Scott, Sneed, Tallant, Tatum, Thompson, Wiggs—30.

Mr. Murray moved to amend by providing "that squirrels may be caught, shot or killed in Carroll County from July 15 to March 1."

The amendment was adopted.

Mr. Cummings moved to amend by providing that one-half of the fees and fines and forfeitures arising from said bill be paid into the State Treasury.

Mr. MacFarland moved to table.

The motion to table prevailed by the following vote:

Ayes .....	45
Noes .....	37

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Dixon, Drummond, Galloway, Garnett, Gill, Gordon, Hall, Hardin, Harris, Holman, Horton, Howell, Jackson, Johnson, Kinsland, Knowles, Lipscomb, Lockert, Marr, May, MacFarland, Miller of Tipton, Morris, Neal, Peay, Puryear, Richmond, Sampson, Schubert, Shea, Smith, Thrasher, Thomas, Waddell, Walker, Wilkerson, Mr. Speaker Cunningham—45.

Representatives voting no were: Messrs. Askew, Bradley, Brooks, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Groner, Hartley, Hassell, Householder, Hudson, Jestes, Kenney, Largent, Matthews, Miller of Monroe, Mitchell, Murray, Neeley, Perry, Rowan, Royston, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Wiggs, York—37.

Mr. Gordon called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill as amended passed third reading by the following vote:

Ayes .....	67
Noes .....	22

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Cummings, Dickens, Dixon, Drummond, Dunavant, Edwards, Galloway, Garnett, Gill, Gordon, Hall, Hardin, Harris, Holman, Horton, Householder, Howell, Jackson, Johnson, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Neal, Neeley, Peay, Poston, Puryear, Richmond,

Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Thomas, Travis, Waddell, Walker, White, Wilkerson, Worley, York, Mr. Speaker Cunningham—67.

Representatives voting no were: Messrs. Boucher, Corn, Donaldson, Dyer, Edens, Everett, Fielder, Garrison, Hartley, Hassell, Hudson, Jestes, Kenney, Largent, Matthews, Miller of Monroe, Murray, Perry, Tallant, Tatum, Thompson, Wiggs—22.

Mr. MacFarland moved to reconsider.

Mr. Gordon moved to table the motion to reconsider.

The motion to table prevailed.

By Mr. Burkhalter *et als*, House Resolution No. 59, To express sorrow at death of Miss Mirrell Huddleston, sister-in-law of Hon. R. C. McElroy.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### JOINT SESSION.

The hour of 12 o'clock having arrived, the hour fixed for the Joint Convention to elect State Treasurer and Comptroller, the Senate was announced at the bar of the House, invited in and assigned seats.

The Joint Convention was called to order by Mr. President Tollett.

The Clerk of the Senate called the roll of the Senate.

Senators present, 33; absent, none.

The Clerk of the House called the roll of the House.

Representatives present, 94; absent, Messrs. Chestnut, Edwards, Montgomery, Rambo and Shea.

The Clerk of the Senate read the Joint Resolution calling for the election of a State Treasurer and Comptroller.

Nominations for State Treasurer were called for.

Mr. Foust nominated Hon. Reau E. Folk, of Davidson County.

Mr. Dixon moved that the nominations close.

The motion prevailed.

The Clerk of the Senate called the roll of the Senate.

Senators voting for Reau E. Folk, 29.

The Clerk of the House called the roll of the House.

The following Representatives voted for Reau E. Folk: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Dunavant, Dyer,

Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—87.

Total vote cast .....116  
Necessary to a choice ..... 59  
For Reau E. Folk .....116

Thereupon Mr. President Tollett declared Reau E. Folk duly and constitutionally elected State Treasurer of Tennessee.

#### ELECTION OF COMPTROLLER.

Nominations for State Comptroller were declared in order.

Mr. President Tollett placed in nomination Hon. Frank Dibrell, of White County.

Mr. Garnett seconded the nomination of Mr. Dibrell.

Mr. Cottrell placed in nomination of Mr. I. C. King, of Knox County.

Mr. Duncan seconded the nomination of Mr. King.

The Clerk of the Senate called the roll of the Senate.

Senators voting for Frank Dibrell....27  
Senators voting for I. C. King..... 2

The Clerk of the House called the roll of the House.

Representatives voting for Hon. Frank Dibrell were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Boucher, Brooks, Campbell, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Wad-

dell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—82.

Total number of votes cast .....	111
Necessary to choice .....	56
For Frank Dibrell .....	109
For I. C. King .....	2

Thereupon Mr. President Tollett declared Frank Dibrell duly and constitutionally elected State Comptroller of Tennessee.

The purpose for which the Joint Convention met having been accomplished, the Joint Convention was declared adjourned by Mr. President Tollett, and the Senate repaired to its chamber.

The House was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

Mr. Carden moved to re-refer House Bills Nos. 539 and 222 to Committee on Judiciary.

The motion prevailed.

Mr. Drummond moved to re-refer House Bill No. 553 to Committee on Finance, Ways and Means.

The motion prevailed.

#### BY CONSENT.

By consent of the House, the following bills were introduced:

By Mr. Puryear, House Bill No. 673, To amend Act incorporating Lafayette.

Passed first reading.

By Mr. Puryear, House Bill No. 674, To enact road law for certain counties.

Passed first reading.

Thereupon the House adjourned until 10 o'clock to-morrow.

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THURSDAY, MARCH 21, 1907.

#### FIFTIETH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. Dr. G. S. Williams, of Jackson.



On a call of the roll, 91 members were found to be present.

Members absent were: Messrs. Burkhalter, Carden, Chestnut, Edwards, Kinsland, McElroy, Montgomery, Rambo.

On motion, the reading of the Journal of Wednesday's proceedings were dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Grounds and Buildings return Bill No. 546, recommended for passage.

WORLEY, *Chairman*.

MR. SPEAKER: Your Committee on Judiciary return Senate Bill No. 124, recommended for passage with committee amendment.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Elections have considered House Bills Nos. 233 and 430 and recommend No. 233 for passage and 430 for passage with the accompanying amendment.

T. C. GORDON, *Chairman*.

MR. SPEAKER: Your Committee on Education has carefully considered House Bills Nos. 442, 457, 493 with committee amendment, and 528 with committee amendment, and recommend them for passage.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend their passage: House Bills Nos. 553, 504, 188, and committee substitute for 141, 502 referred to the Committee of the Whole.

COOPER OF SHELBY, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads report for passage House Bills Nos. 574, 562.

MEADOWS, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

My Mr. Murray *et als*, House Joint Resolution No. 49, To further compensate committee to investigate office of Secretary of State.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

INTRODUCTION OF BILLS.

Mr. Mr. Armitage *et als*, House Bill No. 675, To amend Act relative to compensation of Circuit Court Clerks.

Passed first reading.

By Mr. Armitage (by request), House Bill No. 676, To abolish certain districts in Washington County.

Passed first reading.

By Mr. Baldrige, House Bill No. 677, To provide standing reward for the arrest and conviction of horse thieves.

Passed first reading.

By Mr. Cottrell, House Bill No. 678, To authorize Loudon County to issue bonds.

Passed first reading.

By Knox County Delegation, House Bill No. 679, To amend Act relative to the incorporation of Knoxville.

Passed first reading.

By Mr. Drummond *et als*, House Bill No. 680, To authorize County Surveyor to take certain acknowledgments to deed of conveyance.

Passed first reading.

By Hamilton County Delegation, House Bill No. 681, To amend charter of Chattanooga.

Passed first reading.

By Mr. Edens, House Bill No. 682, To amend the Act incorporating Elizabethton.

Passed first reading.

By Mr. Edens, House Bill No. 683, To authorize Elizabethton to issue bonds for embankment.

Passed first reading.

By Mr. Edens, House Bill No. 684, To authorize certain defendants to transfer cases to county of their residence.

Passed first reading.

By Mr. Gordon, House Bill No. 685, To change time of holding court in the Fourteenth Judicial Circuit.

Passed first reading.

By Mr. Howell, House Bill No. 686, To amend Act regulating practice of medicine and surgery.

Passed first reading.

By Mr. Howland, House Bill No. 687, To fix the rate of interest banks may pay for deposits of money.

Passed first reading.

By Mr. Jestes, House Bill No. 688, To amend Act enabling citizens of Oliver Springs to form new school district.

Passed first reading.

By Mr. Kenney, House Bill No. 689, To amend Act for mechanics' lien.

Passed first reading.

By Mr. Kenney, House Bill No. 690, To amend Act creating Railroad Commission.

Passed first reading.

By Mr. Largent, House Bill No. 691, To amend Act for the benefit of orphans or abandoned children.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bills Nos. 166, 173, 225, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

By Mr. Lockert, House Bill No. 692, To amend Act regulating issuance of land grants.

Passed first reading.

By Mr. Neal, House Bill No. 693, To amend Act regulating inspection of mines.

Passed first reading.

By Mr. Puryear, House Bill No. 694, To prohibit erection of wooden buildings in certain county seats.

Passed first reading.

By Mr. Puryear, House Bill No. 695, To amend Act to prevent the destruction of competition.

Passed first reading.

By Messrs. Puryear and Montgomery, House Bill No. 696, To create a school district in Sumner County.

Passed first reading.

By Mr. Shea, House Bill No. 697, To amend charter of Memphis.

Passed first reading.

By Mr. Thrasher, House Bill No. 698, To create Board of Jury Commissioners for McNairy County.

Passed first reading.

By Mr. Travis, House Bill No. 699, To amend Act incorporating Tullahoma.

Passed first reading.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 398, 450, 470, 507, 548, 549 and 454, and find the same correctly

engrossed and ready for transmission to the Senate; also House Bills Nos. 338, 372, 357, 358, 262, 277, 178, 387, 269, 298, 340, 334, 383, 271, and House Resolution No. 59, and find the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 383, 338, 372, 357, 358, 262, 277, 178, 269, 387, 298, 334, 271, 340, and House Resolution No. 59.

BY CONSENT.

By consent of the House, the following reports were received:

MR. SPEAKER: Your Committee on Judiciary returns House Bill No. 88 with no recommendation.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Railroads recommend House Bill No. 187 for rejection.

GEO. R. KENNEY, *Chairman*.

INTRODUCTION OF BILLS RESUMED.

By Mr. Waddell, House Bill No. 700, To authorize railroad companies to acquire by eminent domain real estate for terminal purposes.

Passed first reading.

By Messrs. Webb and Neal, House Bill No. 701, To authorize certain corporations to condemn private property.

Passed first reading.

By Mr. York, House Bill No. 702, To make four-barbed wire fence lawful fence in certain counties.

Passed first reading.

By Mr. Worley *et als*, House Bill No. 703, To provide compensation for Attorney-General of the State for certain services.

Passed first reading.

By Messrs. Cooper of Shelby, Neal and Cummings, House Bill No. 704, To appropriate money for expense of State government.

Passed first reading.

By Mr. May, House Bill No. 705, For the relief of Isaac Love and Leslie Higgins.

Passed first reading.

SENATE BILLS ON FIRST READING.

Senate Bill No. 125, To prescribe effects of deeds of certain lands.

Passed first reading.

Senate Bill No. 116, To prescribe form and substance of conditional judgments.

Passed first reading.

Senate Bill No. 193, To regulate peremptory challenges in certain cases.

Passed first reading.

SENATE BILLS ON SECOND READING.

Senate Bill No. 104, To prohibit soliciting and taking of orders for liquor where same is not sold.

Passed second reading and referred to Committee on Liquor Traffic.

HOUSE BILLS ON SECOND READING.

House Bill No. 604, To abolish charter of Jackson.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 605, To incorporate Jackson.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 606, To create school district in Crockett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 607, To amend act incorporating Newport.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 608, To make uniform fares on street cars in Shelby County.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 609, To benefit Judge J. S. Galloway.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 610, To incorporate Lonsdale.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 611, To provide for the creation of certain homesteads for public schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 612, To regulate privilege tax on transfer companies.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 613, To prevent certain railways and other corporations entering streets of cities without municipal consent.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 614, To make venereal disease at time of marriage cause for divorce.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 615, To allow Grundy County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 616, To change corporate limits of McMinnville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 617, To allow Warren County to vote on road bonds issue.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 618, To protect owners of receptacles.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 619, To provide for erection of monument to Tennessee troops at Shiloh.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 620, To change line between Hardeman and Madison Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 621, To provide for drainage of swamp lands.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 622, To amend Act relative to payment of fines in criminal cases.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 623, To change line between Jefferson and Grainger Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 624, To prevent Judicial officers appointing relatives to office.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 625, To authorize Washington County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 626, To change line between Lewis and Hickman Counties.

Mr. Fielder moved that the bill be rejected.

The motion to reject failed.

Thereupon the bill passed second reading and was referred to the Committee on New Counties and County Lines.

House Bill No. 627, To repeal Act changing line between Maury and Lawrence Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 628, To create school district in Henderson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 629, To make more specific powers and duties of interurban railways.

Passed second reading and referred to Committee on Railroads.

House Bill No. 630, To authorize Fayette County to issue bonds for roads.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 631, To create Board of Jury Commissioners for Bedford County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 632, To submit question of constitutional convention to vote of people.

Passed second reading and referred to Committee on Constitutional Amendments.

House Bill No. 633, To provide for election of delegates to a constitutional convention.

Passed second reading and referred to Committee on Constitutional Amendments.

House Bill No. 634, To constitute naval battalions.

Passed second reading and referred to Committee on Military Affairs.

House Bill No. 635, To create school district in Blount County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 636, To change time of holding Chancery Court in Sullivan County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 637, To provide compulsory school attendance in certain counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 638, To repeal Act relative to limits of action under pauper oath.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 639, To change line between Cheatham and Davidson Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 640, To amend Act apportioning Representatives in Congress.

Passed second reading and referred to Committee on Elections.

House Bill No. 641, To amend charter of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 642, To amend Act providing for organization of corporations.

Passed second reading and referred to Committee on Corporations.

House Bill No. 643, To amend Act incorporating Greenfield.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 644, To amend Act incorporating Brownsville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 645, To make it a felony to draw a pistol.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 646, To create school district in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 647, To allow Newport to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.



House Bill No. 648, To amend charter of Grand Junction.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 649, To prevent non-resident making rates for insurance purposes.

Passed second reading and referred to the Committee on Insurance, Building and Loans.

House Bill No. 650, To provide method of collection of tax on foreign corporations.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 651, to amend Act incorporating Sparta.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 652, To relieve employes of State asylums from road service.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 653, To amend charter of Chattanooga.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 654, To prohibit burning of forests.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 655, To amend charter of Jefferson City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 656, To provide rules of evidence concerning judicial records.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 657, To amend Act providing for inspection of mines.

Passed second reading and referred to Committee on Mines and Manufacturing.

House Bill No. 658, To authorize trustees of Charlotte Academy to convey property.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 659, To provide for widening of roads in Anderson County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 660, To provide liens for persons operating threshers.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 661, To authorize certain turnpike companies to establish toll gates.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 662, To give Board of Pardons authority to issue pardons.

Passed second reading and referred to the Penitentiary Committee.

House Bill No. 663, To create school district in Monroe County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 664, To amend Act establishing uniform system of public schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 665, To extend corporate limits of Lawrenceburg.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 666, To authorize Camden to issue bonds for schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 667, To allow Memphis to issue bonds for indebtedness.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 668, To incorporate Tazewell.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 669, To authorize taking of private property for educational purposes.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 670, To amend charter of Waverly.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 671, To amend charter of Waverly.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 672, To amend charter of Waverly.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 673, To amend Act incorporating Lafayette.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 674, To enact road law for certain counties.

Passed second reading and referred to Committee on Public Roads.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 221, To authorize judges of election to collect poll taxes on day of election, having arrived, the bill was taken up.

Mr. Smith offered an amendment in the nature of a substitute bill.

The substitute was adopted.

Mr. Smith moved to amend the substitute bill by substituting a new caption.

Mr. Murray moved to amend the amendment by striking out "Judges of the election," and inserting "constable of district where the election is held."

Mr. Gordon moved to table the amendment to the amendment. The motion prevailed.

Mr. Gordon moved to table the amendment.

The motion to table prevailed.

Mr. Stainback moved to table the bill.

The motion to table prevailed.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 167, To amend Act fixing compensation of jurors.

Passed third reading by the following vote:

Ayes .....	76
Noes .....	7

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jests, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, May, Meadows, Miller of Monroe, Miller of Tipton, Morris, Murray, Neeley, Perry, Peay, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thomas, Thompson,

Travis, Waddell, White, Wiggs, York and Mr. Speaker Cunningham—76.

Representatives voting no were: Messrs. Carden, Matthews, MacFarland, Mitchell, Muse, Tatum, Webb—7.

A motion to reconsider was laid on the table.

House Bill No. 438, To empower certain municipalities to levy taxes for improvement of streets.

Mr. Benham moved to re-refer to Committee on Judiciary.

The motion prevailed.

House Bill No. 88, To fix and define liability of common carriers.

On motion, the bill was referred to the Committee on Railroads.

Mr. Bradley moved to adjourn until 2:30 P. M. to-day.

Mr. Stainback moved to adjourn until 10 A. M. to-morrow.

The motion failed.

Thereupon the House adjourned until 2:30 P. M. to-day.

#### AFTERNOON SESSION.

The House met at 2:30 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

House Bill No. 376, To repeal Act establishing taxing district.

Passed third reading.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 121, To appropriate \$100,000 to University of Tennessee, amended and passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bills Nos. 178, 262, 269, 271, 277, 298, 334, 338, 340, 357, 358, 372, 383, 387, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Joint Resolution No. 26, To refund certain money to Clerk and Master of Hawkins County; House Joint Resolution No. 36, Relative to poultry industry of State; House Joint Resolution No. 47, Relative to inviting Mrs. Lillian Stevens to address General Assembly; House Joint Resolution No. 48, To endorse the Heflin bill in Congress to refund certain cotton tax; all concurred in by the Senate. Also to return House Joint Resolution No. 46, To pay

Z. P. Lee and T. M. Hamel \$4 per day for work during recess, amended and concurred in by the Senate.

THOMAS, *Clerk.*

ON SENATE AMENDMENTS.

House Bill No. 121, To appropriate \$100,000 to the University of Tennessee.

On motion, the House concurred in the Senate amendments.

Mr. Dixon moved that the rules be suspended and each Representative call up local bills.

The motion prevailed.

House Bill No. 427, To enact stock law for Blount County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 534, To amend charter of Cumberland Gap.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 510, To require American flag to be displayed from public schoolhouses in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 540, To incorporate Columbia.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 246, To establish Hickerson taxing district.

Passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Candler, Cooper of White, Cooper of Shelby, Corn, Dickens, Dixon, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Hall, Hardin, Harris, Hartley, Hassell, Householder, Howland, Hudson, Johnson, Jackson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Perry, Puryear, Richmond, Rowan, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

House Bill No. 501, To amend charter of Camden.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 513, To repeal Act enabling Hamblen County to repair public roads.

Passed third reading.

A motion to reconsider was tabled.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Joint Resolution No. 44 and House Bills Nos. 82, 166, 173, 225, 290, 300, 345, 344, 346, 361, 371, 395 and 394, all of which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

House Bill No. 473, To allow McNairy County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	69
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Harris, Hartley, Hassell, Householder, Howland, Hudson, Kenney, Knowles, Largent, Lipscomb, Lockert, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Perry, Puryear, Richmond, Rowan, Schubert, Scott, Shea, Smith, Stainback, Talant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 472, To authorize Bradley County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	70
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Hassell, Householder, Howell,

Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Largent, Lipscomb, Matthews, May, MacFarland, Meadows, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Poston, Richmond, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

A motion to reconsider was tabled.

#### RECESS.

The House took a recess to hear an address by Mrs. Lillian M. Stevens, of Portland, Me., President of the W. C. T. U., under invitation extended by House Joint Resolution No. 47.

At the conclusion of the address, the House was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

Mr. Shea moved that the thanks of the House be extended to Mrs. Lillian M. Stevens for address delivered before House and Senate.

The motion was adopted by a rising vote.

House Bill No. 261, To authorize Nashville to issue bonds.

Accompanied by committee amendment.

The amendment was adopted.

Mr. Sneed moved to amend caption by adding new section.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Candler, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Fielder, Galloway, Garrison, Garnett, Hall, Howell, Howland, Hudson, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Jackson, Jestes, Johnson, Knowles, Largent, Marr, Matthews, May, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Morris, Murray, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Travis, Waddell, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

Mr. Puryear moved that the Sergeant-at-Arms be given until 10 A. M. Friday, March 29, to make return of warrants served on members of the City Council of Nashville.

The motion prevailed.

House Bill No. 497, To amend act extending corporate limits of Lexington.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 595, To create school district in Pickett County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 284, To authorize Lawrence County to protect tomb of W. B. Allen.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 416, To incorporate Humboldt.

Accompanied by committee amendment.

The amendment was adopted.

Passed third reading.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent of the House, the following reports were received from the special investigating committee appointed under House Joint Resolutions Nos. 8 and 29, To investigate offices of State Superintendent of Public Instruction and Educational Institutions, and Secretary of State, adopted and ordered spread upon the Journal.

The reports were as follows:

#### REPORT OF COMMITTEE APPOINTED TO INVESTIGATE OFFICE OF STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

*To the Fifty-fifth General Assembly of the State of Tennessee:*

Your joint select committee from the Senate and the House of Representatives, appointed for the purpose of investigating the office of the State Superintendent of Public Instruction, and the Educational Institutions of the State, for whose maintenance appropriations are made by the State, submit the following report:



OFFICE OF STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

We found the accounts in this office audited and approved by the Comptroller and showing the following facts:

*For Printing and Stationery.*

Appropriation.....	\$9,000 00
Expended.....	8,328 29
	<hr/>
Balance.....	\$ 671 71

*For State Institutions.*

Appropriations.....	\$10,000 00
Collections from other sources.....	2,000 00
	<hr/>
Total.....	\$12,000 00
Expended.....	12,000 00

*For Traveling Expenses.*

Appropriation.....	\$ 1,500 00
Expended.....	1,434 00
	<hr/>
Balance.....	\$ 66 00

*For State Board of Education.*

Appropriation.....	\$ 1,200 00
Expended.....	1,130 45
	<hr/>
Balance.....	\$ 69 55

*For Office Expenses.*

Appropriation.....	\$ 1,200 00
Brought forward.....	200 00
	<hr/>
Total.....	\$ 1,400 00
Expended.....	1,391 00
	<hr/>
Balance.....	\$ 9 00

This includes a debt of \$163.54 due Marshall & Bruce, made by Superintendent Price Thomas in 1898.

The work done by Prof. Mynders, as Superintendent, has been most efficient, and in making our report on his office we wish to pay him a well-merited compliment for the very satisfactory manner in which he has discharged his duties.

Without disparaging the efforts of those who have preceded him in this office, we feel that we can say that the system of public instruction has made wonderful progress during his administration, and a continuance of the present policies, if supported by judicious legislation, will, in a few years, give to the children of the State of Tennessee a system of public instruction commensurate with their needs.

While expressing our regret upon losing his services, as the head of our system of public instruction, we wish him the greatest measure of success in the field to which he is called.

#### THE UNIVERSITY OF TENNESSEE.

We visited the University of Tennessee, located at Knoxville, and were shown through the various departments of the institution by Dr. Brown Ayers, the President, and other members of the faculty. The work of the university is very comprehensive, covering a wide range of subjects, and we were favorably impressed by the advantages offered for the higher education of those teaching such opportunities.

We do not think it necessary in this report to make a statement in detail of the various courses of study, but will only say that here students will find ample opportunity for fitting themselves for usefulness in whatever vocation in life their abilities or adaptabilities should indicate as promising the greatest degree of success.

We visited the Agricultural Experiment Station, which is conducted in connection with the university.

We found, under the management of Prof. Morgan, it is being conducted in a manner that makes it of inestimable value to students of scientific agriculture, as well as others. Taken in its entirety, it is a great university, and deserves more consideration at the hands of the State than it has hitherto received.

This failure on the part of the State to contribute to the support of the university has doubtless been due, first, to an imperfect knowledge on the part of the State's relation to the university, and second, to the fact that the Federal Government has passed by its Congress several Acts appropriating money for the purpose of paying salaries of professors and teachers in the university and conducting experiments.

No part of these appropriations, however, can be used for any other purpose than those set out, and in every Act of Congress making an appropriation for the University of Tennessee, this section is incorporated:

“No portion of said fund, nor the interest thereon, shall be

applied, directly or indirectly, under any pretense whatever, to the purchase, erection, preservation or repair of any building or buildings.”

Every item of expenditure of funds received from the Federal Government is passed upon by a committee of Auditors appointed by the Board of Trust of the university, composed at present of James Maynard, Dr. Chalmers Deaderick and Captain William Rule, and is then supervised by an examiner sent out by special department of the Department of Agriculture of the United States, known as the office of Experiment Station.

Attorney-General Cates, in response to a joint resolution passed by the General Assembly of 1905, has prepared and had published in pamphlet form the result of his investigation in regard to the relations between the State and the University of Tennessee, in which he shows conclusively that the university is under the direct control of the State through its Legislature.

This information, together with the knowledge that the aid coming from the Federal Government can only be used in the manner specified, will doubtless lead to a fuller recognition of the demands of the university in the future than has been accorded in the past.

We investigated the distribution of the appropriation of twenty-five thousand (\$25,000.000) dollars, made at the last session of the General Assembly. Ten per cent. of this amount, according to the terms of the Acts, was to be used in paying fare on railroads of students attending the school, so as to equalize its benefits to students in all parts of the State.

In disbursing this part of the appropriation, it was found that it would be insufficient to pay one round trip fare for all the students attending the university, so it was decided not to pay any fare for students living sixty-five miles or less from the university, and to pay only the excess of that distance traveled by those living more than sixty-five miles away.

In this way there was distributed in 1906 the sum of one thousand, two hundred and thirty-three dollars and four cents (\$1,233.04), leaving one thousand, two hundred and sixty-six dollars and ninety-six cents (\$1,266.96) to be expended for the current year. The remainder of the appropriation, twenty-two thousand, five hundred dollars (\$22,500.00), was expended in erecting an addition to Estabrook Hall, for the use of the students in civil, mechanical and mining engineering.

The design for the building was made by Prof. Ferriss, of the university, with the advice of Dr. Ayers, and consequently there were no charges for the services of an architect.

The work was done by Thomas & Turner under contract, and the contract price for the work was twenty-one thousand, eight hundred dollars (\$21,800.00), but additional work not contemplated in the original contract brought the amount up to twenty-four thousand, five hundred and sixty-five dollars and forty-three cents (\$24,565.43), being two thousand and sixty-five dollars and forty-three cents (\$2,065.43) in excess of the appropriation which excess is carried as a deficit by the Board of Trust. Work to the amount of four hundred and twenty-eight dollars (\$428.00) was done by the students of the university, who were paid so much per hour for their work.

All money paid out on the building was paid out on vouchers first passed upon by Prof. Ferriss, and afterward by Dr. Ayers, before being paid by the Treasurer. Checks were issued by the Treasurer for the amount of the voucher, and the check, after being paid, is in the office of the Treasurer, thus having a double receipt for every item.

We examined in detail all the vouchers and are satisfied of their accuracy.

We examined the building and so far as your committee were capable of judging, full value for the money expended was received.

In regard to the appropriation of one hundred thousand dollars (\$100,000.00), asked for by the university at this session of the General Assembly, and which has already passed the House of Representatives, we are fully convinced of the needs of the university and the wisdom of the appropriation, the only question to be determined being the condition of the Treasury to meet the demand.

In regard to the information called for by the joint resolution passed by the Senate and the House, relative to the appointment of the Trustees of the university, the resolution was not passed by the House until after the recess, and this information will be given in a supplementary report from your committee later in the session.

#### THE SCHOOL FOR THE DEAF AND DUMB.

We visited this school, located in the city of Knoxville, and were given an exhibition of the attainments of the pupils in the various branches of study, and their progress seemed to us remarkable, when the disadvantage under which they labor is considered.

We inspected the building and contents and found them well cared for in every way. The pupils seemed contented and gen-

erally making an effort to overcome as far as possible the disadvantages thereunder.

The Superintendent, Mr. Moses, has been in charge of the school for many years, and thoroughly understands the work in hand.

We met the Board of Trustees and found them to be men of the highest type of good citizenship, who perform their duties fully and without any compensation, purely as a work of philanthropy. We discussed with them the needs of the school, and they are asking for an increase in the appropriation from one hundred and sixty-five (\$165.00) to one hundred and eighty (\$180.00) dollars per capita.

This increase, your committee believes, is warranted by the increase in living expenses. They also ask an appropriation of five thousand (\$5,000.00) dollars for the purpose of making some needed repairs to the buildings, building pavements along two sides of the grounds, and building a retaining wall along the street in front of the grounds, so as to use the iron fence along the front and put it on the side of the lot in place of the wooden fence, which is giving way.

We believe the efficiency of the school would be increased by the employment of more teachers, as they only have now thirteen teachers for about two hundred and thirty students, and it makes some of the classes too large to obtain the best results.

The necessary repairs should also be made to the buildings in order to preserve them. The building of the retaining wall, while it would be a substantial improvement to the property, could be deferred if it is deemed that the special appropriation asked for is too large.

The accounts of the school having been audited and passed upon by the Comptroller, we did not think it our duty to investigate them.

#### THE STATE INDUSTRIAL SCHOOL.

We visited this school, located a short distance outside of the corporate limits of the city of Nashville, and found seven hundred and seventy-five boys and girls, about thirty of whom were colored. The boys outnumber the girls in about the proportion of two to one. Five hundred and sixty-eight of this number are paid for by the State, one hundred by Davidson County, and the remainder by individuals.

The per capita appropriation for the children in this institution is one hundred (\$100.00) dollars, and out of this amount, in addition to furnishing food and clothing, teachers' salaries and such repairs as have been made to the building has been paid for.

Mr. Kilvington, the Superintendent, is a man of fine business capacity, and especially fitted for the management of this institution, otherwise all this could not have been done.

We visited the work-shops and saw the boys at work, at various branches of mechanical work, and found some of them to have attained a considerable degree of proficiency.

We also visited a number of the class-rooms and were well pleased with the progress of the pupils in the different branches of study.

The most striking fact in connection with this institution is the scrupulous neatness of everything. The floors, furniture and everything about the building are as clean as possible to be made. The lavatories and arrangements for bathing, and everything necessary for the personal cleanliness of the pupils are most excellent.

The bedrooms, with the furniture, are models of neatness, the only feature that could be objected to being that they seem somewhat crowded, but with good ventilation, which they have, no ill effects are visible, the health of the pupils, when the number is considered, being remarkably good.

The only thing we saw deserving criticism was the closets, some of them being in bad condition, and we recommend that some more effective way of caring for them be adopted.

The fare at the table, while good and wholesome of its kind, ought, if possible, to have greater variety.

The management of the school is asking an increase of the per capita appropriation to one hundred and twenty-five (\$125.00) dollars, and this, we believe, ought to be made. They also ask a special appropriation of two thousand five hundred (\$2,500.00) dollars for the purpose of erecting an ice and cold storage plant, and this would be of great advantage in taking care of their meats, etc., and we recommend that it be made.

This is a great institution, and we think it deserves the care of the State in a very marked degree. It takes from surroundings frequently the most unfavorable boys and girls who would otherwise grow up in a way that they would not only be no advantage to the public welfare, but would be a menace to society and a burden on the State, and makes of them useful and productive citizens.

There are a number of children in the school that have lost a limb, and we recommend that an appropriation of seventy-five (\$75.00) dollars be made for each one of these to supply them with artificial limbs.

### THE SCHOOL FOR THE BLIND.

We visited the School for the Blind, located in the corporate limits of the city of Nashville, and found one hundred and sixty-eight pupils under Superintendent Armstrong and an efficient corps of teachers. We visited a number of the class-rooms and the pupils all seemed to be making satisfactory progress in the various branches of study.

To those not familiar with the work of teaching blind children, their work seemed almost marvelous. After visiting the class-rooms we inspected the building and found everything about them well cared for. Some repairs are needed for the building, among other things two wooden galleries which connect the two wings of the building should be replaced with iron ones on account of possible danger from fire.

An appropriation of twenty-five hundred (\$2,500.00) dollars was made at the last session of the Legislature for the purpose of putting up two fire-escapes, but on account of not being able to make a satisfactory arrangement, this appropriation has not been used.

While with the care taken to avoid it, the danger from fire is reduced to a very low limit, but in case it should occur, the danger to these blind children would be so great we think all possible means should be used for their protection.

There is need for a larger laundry building, the present one being too small, and with a larger building the laundry work could be done at much less cost than at present.

The Board of Trustees ask an increase in the per capita appropriation from one hundred and seventy-five (\$175.00) dollars to two hundred and twenty (\$220.00) dollars.

Here, as at the other institutions, the increased cost of living is assigned as one reason for an increase in their appropriation, and there is now a deficit of about four thousand (\$4,000.00) dollars against the school. While this is a considerable increase in the per capita appropriation, it is less than many States make for the maintenance of the schools for the blind.

It necessarily takes more money to care for these children properly than any other class, by reason of the fact that they are more dependent and require more service than others.

We met the Board of Trustees and found them, as in the case of the Trustees for the School for the Deaf and Dumb, men of the best type, who give their time freely to the duties incumbent upon them, without compensation.

Here, as at the other institutions, we made no examination of the accounts, as they had been audited and passed upon by the Comptroller.

In closing our report, your committee feel a degree of pride in the work the State is doing for its unfortunate children of different classes, and recommend that all the appropriations asked for be granted, if it can be done without any serious embarrassment to the Treasury of the State.

Respectfully submitted.

W. M. CARTER, *Chairman*;  
J. A. FOSTER,  
V. KIMBROUGH,  
Z. D. MASSEY,

*On part of the Senate.*

G. W. PEAY, *Secretary*;  
R. M. HOWLAND,  
CLARENCE R. JACKSON,  
W. C. SMITH,  
W. T. FIELDER,  
A. H. WIGGS,

*On the part of the House.*

## REPORT OF COMMITTEE APPOINTED TO INVESTIGATE OFFICE OF SECRETARY OF STATE.

*To the Honorable General Assembly of Tennessee:*

MR. SPEAKER: We, the undersigned Joint Committee appointed by the respective Speakers of the House and Senate to examine and investigate the books and records of the office of Secretary of State, pursuant to House Joint Resolution No. 29, having organized by electing Senator J. A. Wilson, chairman; and Representative H. T. Holman, secretary, began work on Monday, February 25, 1907, and having completed the same on March 12, 1907, beg to submit the following report:

We have compared the settlements made by the Secretary of State with the State Treasurer from the 1st of January, 1905, to the 1st of January, 1907. We find that these settlements have been made quarterly, as the law directs, and that the amounts as recorded on the books of the Secretary of State agree with the amounts received by the State Treasurer, as shown by his books.

We have compared the register of the cash receipts in the office of the Secretary of State with the books of original entry, showing the issuance of licenses, commissions, warrants, grants, home charters, etc., as well as copies of foreign charters now on file in the office (which was not done by previous committees), and find that they agree in each case with the amount of fee and tax, as the law directs.



We append herewith a schedule marked "A," showing the amounts so received from February 12, 1905, the date on which the committee of the last General Assembly ended its examination; up to February 12, 1907, the termination of this examination; in comparison, as follows:

	1903-1905.	1905-1907.	Increase.	Decrease.
Fees, notaries public .....	\$ 5,238 00	\$ 6,498 00	\$ 1,260 00	
Fees, miscellaneous .....	5,263 20	7,438 25	2,175 05	
Fees, warrants and requisitions ....	1,062 00	1,083 00	21 00	
Fees, commissions .....	402 50	437 00	34 50	
Fees, automobiles .....		1,388 00	1,388 00	
Fees, Com'r. of Deeds .....	80 00	50 00		\$30 00
Fees, trade marks .....	158 00	196 00	38 00	
Fees, land grants .....	28 60			28 60
Fees, home charters .....	14,049 00	20,377 00	6,328 00	
Tax, home charters .....	48,766 55	110,242 37	61,475 82	
Tax, foreign charters .....	19,260 00	25,385 00	6,125 00	
<b>Totals .....</b>	<b>\$ 94,307 85</b>	<b>\$173,094 62</b>	<b>\$78,845 37</b>	<b>\$58 60</b>
Less decrease .....			\$58 60	

Showing a net increase of ..... **\$78,786 77**

in the revenue of this office for this term over the preceding biennial term, or 82.48 per cent. of the receipts for 1903-1905.

In addition thereto we show Schedule "B," exhibiting the number of documents filed, issued and taxed for the two terms, as follows:

	1903-1905.	1905-1907.	Increase.	Decrease.
Notary commissions .....	1,746	2,166	420	
Requisitions, warrants, other commissions, etc .....	603	562		41
Automobiles .....		694	694	
Home charters .....	1,301	1,896	595	
Foreign charters .....	172	249	77	
<b>Total .....</b>	<b>3,822</b>	<b>5,567</b>	<b>1,786</b>	<b>41</b>
Less decrease .....			41	

Net increase ..... **1,745**

in number of documents issued, filed or taxed from February 12, 1905, to February 12, 1907, over the period from February 12, 1903, to February 12, 1905, or 45.70 per cent. of the previous biennial term.

It is thus seen that the business of this office has increased during this biennial term 82.48 per cent. in revenue and 45.70 per cent. in actual transactions, requiring of this Committee a larger expenditure of time and labor to make the examination thorough and complete.

This enormous increase reflects, no doubt, the general prosperity of the State, but we think it should fairly be considered that in great part it is due to the fostering care of Secretary John W. Morton and his able deputy, Mr. Hallum W. Goodloe in patiently detailing information concerning the resources and opportunities of the State to all inquirers, home and foreign, who have been looking into the industrial conditions it affords, for it appears from the exhibits that the greater part of the increase of the business of the office has been in the home charters granted and foreign charters filed. When it is considered that this increase has been made under the scanty appropriations hitherto made for the extraordinary expenses of the office, it becomes apparent that with more liberal appropriations more work of this character may be done and still further revenues gained from extending the sphere of activity of this office.

We find that the arrangement of book cases, shelving and file cases are not adequate for the proper care and protection of the books and valuable papers contained in the office; especially is this true of the current records and the foreign charters, which should be kept securely locked in fireproof cases, and most of all true of the foreign charters, which have now only the protection afforded by the glass doors of the cabinets in which they are filed.

We find that the duties of the chief clerk are so complex that the calls upon his time made by mere clerical and routine work draw his attention away from the more important duties of research and investigation, which are the real sources of revenue and expansion in the office, very much to the injury and hurt of the best interests of the office.

We therefore recommend:

First, That the sum of \$500.00, or so much thereof as may be necessary, be appropriated for the purpose of reconstructing and building additional shelving and book cases for the protection of the papers in the office.

Second, That the salary of Hallum W. Goodloe, chief clerk, be increased from \$1,800.00 per annum to \$2,000.00 per annum.

Third, That in view of the fact that there is a great disproportion between the revenues derived from foreign charters filed in the Secretary of State's office, and the revenues derived from

home charters issued from this office, it is to the advantage of the State, as well as to the enterprises chartered by the State, that the tax on foreign charters be increased; for instance, to illustrate the necessity of this, we would cite the fact that a foreign corporation with a capital of \$25,000,000.00, and whose charter is now on file in this office, pays a revenue into the State of \$270.00, whereas, if this corporation were a home corporation, with its domicile in the State, it would be required to pay a revenue of twenty-five thousand and ten dollars. While we do not recommend that a foreign corporation doing business in many States should be required to pay as much revenue as a home corporation, still, in justice to the State, as well as in justice to the home corporation with which it does come in competition, it should be required to pay as much more revenue as would put it on a more equal footing with a home corporation.

We would recommend, further, that inasmuch as, in many cases, foreign corporations have no authorized representative in the State and no property in the State subject to attachment, so that process can be served upon them, should occasion arise for a right of action by a citizen of this State, that the Secretary of State, as custodian of their charter, should be made by enactment its legal representative, upon whom all process may be served in the same manner as is now provided relative to the Commissioner of Insurance.

Fourth, That whereas the appropriation heretofore made of \$2,500.00 for the extraordinary expenses of the office has proven inadequate, we recommend an appropriation of \$3,500.00 for the ensuing two years, believing the same to be just and reasonable and necessary for the activities of the office in correspondence with the inquiries and wants of the external world.

The Committee was assisted by an able expert accountant of Nashville in its work of examination of the books of the office, and we feel that it is due him that we make acknowledgment of the efficient, thorough and systematic service so ably rendered by him.

In conclusion, your Committee would report that, notwithstanding only ten days were allowed the Committee to investigate the office of Secretary of State, on account of the increase in said office, it was necessary for said Committee to expend fourteen days in actual labor.

The office is ably conducted, and much credit is due John W. Morton and his able assistants.

All of which is respectfully submitted.

JOE. A. WILSON, *Chairman*;

G. D. GRONER,

S. E. MURRAY,

A. JOHNSON,

H. T. HOLMAN.

# "EXHIBIT A."

## *Showing Receipts from February 12, 1905, to February 12, 1907, Compared With the Period 1903-1905.*

	Notary Public.	Miscellaneous.	Requisitions.	Commissions.	Trade Marks.	Land Grants.	Charter Fees.	Foreign Chrtr. Tax.	Home Chrtr. Tax.	Totals.
1905—1st quarter....\$	924.00	\$ 413.00	\$ 168.00	\$103.00	\$ 11.00	\$ 2.60	\$ 2,567.00	\$ 2,690.00	\$ 7,619.40	\$ 14,508.00
Less amt. from Jan. 1 to Feb. 11 .....	810.00	237.00	87.00	28.00	10.00	2.60	1,268.00	1,620.00	3,490.90	7,553.50
	\$ 114.00	\$ 176.00	\$ 81.00	\$ 75.00			\$ 1,299.00	\$ 1,070.00	\$ 4,128.50	\$ 6,954.50
						Auto-mobiles.				
1905—2d quarter ....	801.00	4,642.00	144.00	102.00	10.00	25.00	2,369.00	3,228.50	10,765.10	22,548.60
1905—3d quarter ....	546.00	294.00	89.00	110.00		20.00	2,374.00	2,755.00	9,579.30	15,965.30
1905—4th quarter ....	535.00	1,693.75	134.00	40.00		30.00	2,046.00	3,100.00	11,804.80	19,511.55
1906—1st quarter ....	600.00	137.00	139.00	10.00	10.00	75.00	3,434.00	3,050.00	20,948.00	28,539.00
1906—2d quarter ....	846.00	270.50	126.00	5.00	10.00	182.00	2,520.00	3,630.00	12,679.12	20,268.62
1906—3d quarter ....	618.00	103.00	135.00	15.00	20.00	10.00	2,276.00	2,750.00	5,544.55	11,637.55
1906—4th quarter ....	909.00	52.00	138.00	30.00		20.00	2,293.00	4,056.50	8,578.80	16,217.30
1907—Jan. 1 to Feb. 12 1,479.00	70.00	97.00	50.00			5.00	1,766.00	1,745.00	26,214.20	31,452.20
Total 1905-1907 ....\$6,498.00	\$7,438.25	\$1,083.00	\$437.00	\$50.00	\$196.00	\$1,388.00	\$20,377.00	\$25,385.00	\$110,242.37	\$173,094.62
*From Feb. 12, 1903, to 1905 .....	5,238.00	5,263.20	1,062.00	402.50	80.00	158.00	14,049.00	19,260.00	48,766.55	94,307.35
Increase .....	\$1,260.00	\$2,175.05	\$ 21.00	\$ 34.50		\$ 38.00	\$1,388.00	\$ 6,328.00	\$ 61,475.82	\$ 78,645.87
Decrease .....				\$30.00						\$ 58.60
Net Increase.....										\$ 78,786.77

\*Land Grants from Feb. 12, 1903, to 1905: \$28.60; Decrease, \$28.60.

**"EXHIBIT B."**

*Showing number of documents filed, issued and taxed from February 12, 1903, to February 12, 1905, compared with the period from February 12, 1905, to February 12, 1907:*

	1903-1905.	1905-1907.	Increase.	Decrease.
Notary commissions .....	\$1,746 00	\$2,166 00	\$ 420 00	
Requisitions, other commissions, etc...	603 00	262 00		\$41 00
Automobiles .....		694 00	694 00	
Home charters .....	1,301 00	1,896 00	595 00	
Foreign charters .....	172 00	249 00	77 00	
Total increase .....	\$3,822 00	\$5,567 00	\$1,786 00	
<hr/>				
Decrease .....			\$ 41 00	\$ 41 00
<hr/>				
Net increase .....			\$1,745 00	

Thereupon the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, MARCH 22, 1907.

FIFTY-FIRST DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 94 members were found to be present.

Members absent: Messrs. Chestnut, Edwards, McElroy, Rambo and Montgomery, who were excused.

On motion, the reading of the Journal of Thursday's proceedings was dispensed with.

Mr. Corn moved that when the House adjourn, it adjourn at 12:30, to meet at 2 P. M.

The motion prevailed.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Judiciary Committee returns Senate Bill No. 236, recommended for passage.

Also House Bill No. 350, recommended for the table, and House Bill No. 636, for passage.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Charitable Institutions have considered and recommend for passage House Bills Nos. 571, 356 and 412; for rejection, House Bills Nos. 224 and 594.

J. M. WILKERSON, *Chairman*.

MR. SPEAKER: Your Committee on Incorporations recommend for passage the following bills: House Bills Nos. 351, 459, 592 and 642.

W. B. SNEED, *Chairman*.

MR. SPEAKER: Your committee appointed from the House on the joint investigating committee known as the Railroad Rate Committee, beg leave to report as recommended for passage House Bill No. 117, known as the Anti-Pass Bill.

LANE, *Chairman*.

MR. SPEAKER: Your Committee on Railroads have considered House Bills Nos. 88 and 520, and recommend them for the table, and House Bill No. 432 was then considered, and a substitute offered, and it was recommended for rejection.

GEO. R. KENNEY, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads recommend for passage House Bills Nos. 615, 617, 630, 659 and 674, and a committee substitute for No. 561.

Your committee recommend for rejection House Bill No. 652.

Your committee recommend for passage Senate Bills Nos. 239 and 269; for rejection, Senate Bill No. 102; for the table, Senate Bill No. 242.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Elections, having considered House Bills Nos. 328 and 523, recommend for passage, and Bill No. 328 with amendment.

T. C. GORDON, *Chairman*.

MR. SPEAKER: Your Committee on Education have considered House Bills Nos. 669, 637, 635, 646, 658, 666, 664, 606 and 663, and recommend them for passage; and House Bill No. 419, for the table.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Penitentiary recommend for passage House Bills Nos. 314 and 662.

MACFARLAND, *Chairman.*

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Peay, House Joint Resolution No. 50, To fix time for election of Land Register of the State.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### INTRODUCTION OF BILLS.

By Mr. Cooper of Shelby, House Bill No. 706, To amend assessment law of 1903.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 707, To provide for appointment of notaries public.

Passed first reading.

By Mr. Cooper of White, House Bill No. 708, To amend the act to protect certain purchasers against litigation.

Passed first reading.

By Mr. Dyer, House Bill No. 709, To fix compensation of Financial Agent of Putnam County.

Passed first reading.

By Mr. Dyer, House Bill No. 710, To change line between White and Putnam Counties.

Passed first reading.

By Mr. Dyer, House Bill No. 711, To change line between DeKalb and Putnam Counties.

Passed first reading.

By Messrs. Everett and Burkhalter, House Bill No. 712, To allow Dresden to issue bonds for streets.

Passed first reading.

By Messrs. Galloway and Lipscomb, House Bill No. 713, To prescribe how rights of way for turnpikes may be granted.

Passed first reading.

By Messrs. Galloway and Lipscomb, House Bill No. 714, To prohibit transportation of liquor into certain counties.

Passed first reading.

By Messrs. Galloway and Lipscomb, House Bill No. 715, To amend act creating Criminal Court of Maury County.

Passed first reading.



By Messrs. Galloway and Lipscomb, House Bill No. 716, To allow Maury County to issue bonds.

Passed first reading.

By Mr. Gordon, House Bill No. 717, To allow steamboats to condemn property for landings.

Passed first reading.

By Mr. Jestes, House Bill No. 718, To establish fence law for certain counties.

Passed first reading.

By Mr. Lockert, House Bill No. 719, To allow Cheatham County to maintain three-wire fence.

Passed first reading.

By Mr. Meadows, House Bill No. 720, To provide for collection of statistics of farming products in Tennessee.

Passed first reading.

By Messrs. Mitchell and Miller of Tipton, House Bill No. 721, To repeal Act relative to assessment of shares of stock.

Passed first reading.

By Mr. Neal, House Bill No. 722, To amend Act fixing compensation for printing public laws of State.

Passed first reading.

By Mr. Royston, House Bill No. 723, To compensate Clerks of certain counties for employing deputies.

Passed first reading.

By Mr. Smith, House Bill No. 724, To make Attorney-General of Fifth Judicial Circuit, Attorney-General of Fentress County.

Passed first reading.

By Mr. Waddell, House Bill No. 725, To provide for the probate, regulation, etc., of estates of deceased persons.

Passed first reading.

By Davidson County Delegation, House Bill No. 726, To amend Act authorizing condemnation of property for municipalities.

Passed first reading.

By Davidson County Delegation, House Bill No. 727, To amend Act authorizing condemnation of property for municipalities.

Passed first reading.

By Mr. York, House Bill No. 728, To provide for special term of court and judge for certain cases.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 303, To allow certain counties to make contracts with banks for interest on county funds, passed by the Senate.

Also to transmit Senate Bill No. 289 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bill No. 289.

By Messrs. Hassell and Boucher, House Bill No. 729, To create school district in Gibson County.

Passed first reading.

By Mr. Howland, House Bill No. 730, To restore Palmetto school district for Marshall and Bedford Counties.

Passed first reading.

By Mr. Cottrell, House Bill No. 731, To regulate and make equal salaries of employes of insane asylums.

Passed first reading.

By Mr. Bradley, House Bill No. 732, To amend Act regulating the inspection of certain fertilizers.

Passed first reading.

By Mr. Bradley, House Bill No. 733, To amend Act known as House Bill No. 390, Acts of 1903.

Passed first reading.

By Mr. Armitage, House Bill No. 734, To authorize Greeneville to issue bonds for water works.

Passed first reading.

BY CONSENT.

By consent of the House, Mr. Hudson presented a petition from citizens of Dickson County in favor of repeal of charter of Jackson.

Referred to Committee on Liquor Traffic.

By consent of the House, Mr. Lane introduced House Resolution No. 60, To pay Z. P. Lee \$4 per day for services during the recess.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

Mr. Fielder moved to make Senate Bill No. 109 special order for 12 M. to-day.

The motion prevailed.

Mr. Horton moved to make House Bill No. 141 special order for 11 A. M. to-day.

The motion prevailed.

By Mr. Gordon, House Bill No. 735, To amend Act authorizing funding board to retire bonds.

Passed first reading.

By Mr. White, House Bill No. 736, To redistrict Sevier County.  
Passed first reading.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 561, To amend Act authorizing Franklin County to issue bonds; accompanied by committee substitute.

The substitute was adopted.

Passed third reading.

A motion to reconsider was tabled.

#### COMMITTEE REPORT.

MR. SPEAKER: Your Committee on Municipal Affairs recommends for passage House Bills Nos. 570, with amendment; 587, with amendment; 673, 563, 655, 578, 607, 537, 551, 557, 556, 665, 668, 653, 651, 644, 647, 667, 643, 589, 547, 641, and Senate Bill No. 134.

CARDEN, *Chairman.*

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 303, To authorize certain County Courts to contract with banks for county funds.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolution No. 45, To provide Home-Coming Week for Tennessee; House Joint Resolution No. 49, To provide for compensation of committee to investigate office of Secretary of State; both concurred in by the Senate.

Also to return House Bill No. 548, To repeal charter of Bristol, and House Bill No. 549, To incorporate Bristol, both passed by the Senate.

Also to return House Bill No. 296, To prohibit maintaining of places where dealing in futures is permitted, which failed in the Senate for the want of constitutional majority.

THOMAS, *Clerk.*

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 125, To prescribe offset of deeds given by Clerk for land sold in court.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 116, To prescribe form and substance of conditional judgments.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 193, To regulate peremptory challenges in criminal cases.

Passed second reading and referred to Committee on Judiciary.

#### SENATE BILL ON THIRD READING.

Senate Bill No. 134, To authorize Chattanooga to issue bonds for water works.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Campbell, Carden, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Lipscomb, Marr, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Poston, Puryear, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 675, To amend Act relative to compensation of County Court Clerk.

Passed second reading and referred to Committee on Judiciary.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 121 and 388, and House Joint Resolutions Nos. 26, 36, 47 and 48, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 376, 427, 167, 472, 501, 513, 510, 595 and 497, and House Joint Resolution No. 49, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 121 and 388, and House Joint Resolutions Nos. 36, 48, 47 and 26.

House Bill No. 617, To allow Warren County to vote on bond issue for roads.

Passed third reading by the following vote:

Ayes.....	91
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—91.

A motion to reconsider was tabled.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 141, Pure Food Bill, having arrived, the bill was taken up, accompanied by committee substitute bill.

On motion, the substitute bill was adopted.

Mr. Cummings moved to amend by inserting new section, as follows:

Amend Section 1, line 14, by omitting the words "give away," and inserting therefor the words "offer for sale."

Amend Section 1, line 16, by omitting the word "five" and inserting therefor the word "two."

Amend Section 1, line 19, by omitting the words "one thousand," and inserting the words "three hundred."

Amend Section 4, lines 76 and 77, by omitting the words "when said prescriptions are filled or dispensed for the persons for whom originally written."

Amend Section 4, line 77, by adding the words “and national formulary” after the word “pharmacists.”

Amend by omitting Section 8, and inserting the following:

*“Be it further enacted,* That said inspector shall establish and maintain an office and laboratory in the Capitol, or elsewhere in Nashville, and sub-laboratories in other place or places, as may be deemed advisable or necessary by the President of the State Board of Health, by the President of the State Board of Pharmacy and the Commissioner of Agriculture, and said laboratory or laboratories shall be equipped by said inspector for proper inspection and analysis of all foods and drugs mentioned in this Act. Said office and laboratory, or laboratories, to be established, equipped and conducted under the supervision of the President of the State Board of Health, the President of the State Board of Pharmacy and the Commissioner of Agriculture.

“It shall be the duty of said inspector to keep himself informed as to the various foods and drug products manufactured and sold in this State; and from time to time inspect and analyze the same, and if it shall appear from any such examination that any of such specimens is adulterated, or misbranded, within the meaning of this Act, notice thereof shall be given to the party from whom such specimen was obtained. Any party so notified shall be given an opportunity to be heard under such rules and regulations as may be prescribed therefor, and, if it appears that any of the provisions of this Act have been violated by such party, the President of the State Board of Health, the President of the State Board of Pharmacy and the Commissioner of Agriculture, or their duly authorized representatives, shall act as prosecutor in the court having criminal jurisdiction of said offense. The sum of one thousand dollars, or as much thereof as may be necessary, is hereby appropriated for the equipment of the office and laboratory or laboratories provided in this section.”

Amend Section 9, line 151, by omitting the words “State Board of Health,” and inserting “President of the State Board of Health the President of the State Board of Pharmacy and the Commissioner of Agriculture.”

Mr. Gordon moved to table the amendment.

The motion to table prevailed by the following vote:

Ayes.....	49
Noes.....	37

Representatives voting aye were: Messrs. Baldrige, Boucher, Bradley, Campbell, Cooper of White, Corn, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Everett, Fielder, Gallo-

way, Garrison, Garnett, Gordon, Hassell, Holman, Horton, Howell, Howland, Kenney, Kinsland, Knowles, Largent, Marr, Matthews, May, MacFarland, Miller of Tipton, Morris, Neeley, Peay, Perry, Puryear, Sampson, Scott, Shea, Smith, Stainback, Tatum, Travis, Walker, Webb, Wiggs, Wilkerson and York—49.

Representatives voting no were: Messrs. Armitage, Brooks, Burkhalter, Candler, Carden, Cooper of Shelby, Cummings, Dickens, Groner, Hall, Hardin, Harris, Hartley, Householder, Hudson, Jackson, Jestes, Johnson, Lane, Lipscomb, Meadows, Miller of Monroe, Mitchell, Murray, Muse, Poston, Richmond, Rowan, Royston, Sneed, Tallant, Thrasher, Thompson; Waddell, White, Worley and Mr. Speaker Cunningham—37.

Mr. Puryear moved to amend as follows:

Add after the word "concealed," in line 51, Section 3, the words "provided, that burned sugar or any other coloring matter, whether used in the manufacture of vinegar or cider, shall be deemed an adulteration."

The amendment was adopted.

Mr. Puryear called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	74
Noes.....	10

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Hall, Hardin, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—74.

Representatives voting no were: Messrs. Cooper of Shelby, Hartley, Hudson, Jestes, Miller of Monroe, Murray, Royston, Tallant, Thrasher and Thompson—10.

Mr. Gordon moved to reconsider.

Mr. Fielder moved to table the motion to reconsider.

The motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 561, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

HOUSE BILLS ON SECOND READING.

House Bill No. 676, To abolish certain districts of Washington County.

Passed second reading and referred to Committee on Elections.

House Bill No. 677, To provide standing reward for arrest and conviction of horse thieves.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 678, To authorize Loudon to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 679, To amend Act incorporating Knoxville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 680, To authorize county surveyor to take acknowledgments to certain deeds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 681, To amend charter of Chattanooga.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 682, To amend Act incorporating Elizabethton.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 683, To authorize Elizabethton to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 684, To authorize certain defendants to transfer cases to native county.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 685, To change time of holding court in Fourteenth Judicial Circuit.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 686, To amend Act regulating practice of medicine and surgery. Passed second reading and referred to Committee on Sanitation.

House Bill No. 687, To fix rate of interest banks may pay on deposits.

Passed second reading and referred to Committee on Judiciary.



House Bill No. 688, To amend Act authorizing citizens of Oliver Springs to form a new school district.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 689, To amend Act giving mechanics certain liens.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 690, To amend Act creating Railroad Commission.

Passed second reading and referred to Committee on Railroads.

House Bill No. 691, To amend act for benefit of orphan and abandoned children.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 692, To amend Act regulating issuance of land grants.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 693, To amend act regulating inspection of mines.

Passed second reading and referred to Committee on Mines and Manufacturing.

House Bill No. 694, To prohibit erection of wooden buildings in certain county seats.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 695, To amend act to prevent destruction of competition.

Passed second reading; no reference.

House Bill No. 696, To create school district in Sumner County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 697, To amend charter of Memphis.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 698, To create Board of Jury Commissioners for McNairy County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 699, To amend Act incorporating Tullahoma.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 700, To authorize railroad companies to acquire by eminent domain certain real estate.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 701, To authorize corporations to condemn private property.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 702, To make four barbed wire lawful fence in certain counties.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 703, To provide compensation for Attorney-General of the State for certain services.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 704, To appropriate money for expense of State government.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 705, For relief of Isaac Lane and Leslie Higgins.

Passed second reading and referred to Committee on Finance, Ways and Means.

Mr. MacFarland moved to make House Bill No. 662 special order for 3 P. M. Monday, March 25.

The motion prevailed.

BY CONSENT.

By consent of the House, the following bills were introduced:

By Mr. Drummond *et als*, House Bill No. 737, To authorize Knoxville to issue bonds.

Passed first reading.

By Mr. Webb *et als*, House Bill No. 738, To change charter of Knoxville.

Passed first reading.

By Messrs. Dixon, Neal and Worley, House Bill No. 739, To improve the public school system of the State.

Passed first reading.

By Mr. Worley, House Bill No. 740, To prevent discrimination among railroads.

Passed first reading.

House Bill No. 741, To prohibit certain corporations from owning newspapers.

Passed first reading.

By Mr. Hardin, House Bill No. 742, To create school district in Hardin County.

Passed first reading.

By Mr. Carden, House Bill No. 743, To amend charter of Look-out Mountain.

Passed first reading.

HOUSE BILLS ON THIRD READING.

House Bill No. 570, To repeal Act incorporating Knoxville, accompanied by committee amendment.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 587, To incorporate the city of Knoxville, accompanied by committee amendment.

On motion the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was laid on the table.

SPECIAL ORDER.

The time fixed for the consideration of Senate Bill No. 109, having arrived, Mr. Fielder moved to postpone action until 10:30 A. M. Tuesday, March 26.

The motion prevailed.

BY CONSENT.

By consent of the House, the following report was received from the committee appointed to investigate insurance conditions, under House Joint Resolution No. 30.

*To the Senate and House of Representatives of the Fifty-fifth General Assembly of the State of Tennessee:*

The Special Joint Insurance Investigation Committee appointed by the Speakers of the Senate and House beg leave to make the following preliminary report as to the bills that have been referred to this Committee for investigation and consideration:

1. We recommend for amendment Senate Bill No. 176, being a bill to provide a standard form of life insurance policies in this State, by striking out that portion pertaining to standard form, but retaining standard provisions.

2. We recommend for passage Senate Bill No. 177, being a bill to regulate disbursements of life insurance companies.

3. A majority of our Committee recommends for passage Senate Bill No. 178, being a bill to regulate and limit the salaries of officers, agents, etc., of life insurance companies. A minority of the Committee recommend that Section 2 be stricken from the bill. Section 2 limits the amount to be paid officers of life insurance companies to \$50,000 per annum.

4. We recommend for passage Senate Bill No. 179, being an Act to limit and define the provisions of an insurance company.

5. We recommend for passage Senate Bill No. 180, being an Act to define the status of persons soliciting insurance.

6. We recommend for passage Senate Bill No. 181, being an Act to prohibit the use of the funds of any insurance company for political purposes.

7. We recommend for passage Senate Bill No. 182, being an Act to prohibit corporations and stock companies from acting as agents or representatives of life insurance companies.

8. We recommend for passage Senate Bill No. 183, being an Act to prohibit life insurance companies, their officers or agents, from giving or selling stocks, bonds, etc., as inducement to insurance.

9. We recommend for passage Senate Bill No. 184, being an Act to prevent misrepresentation by agents of life insurance policies, by striking out Section 3. We then recommend the bill for passage, as amended.

10. We recommend that Senate Bill No. 185 be so amended as to strike out the words "third policy year and annually thereafter," in the sixth line of Section 1, and inserting instead there the words, "fifth policy year and every five years thereafter;" and also amend by inserting after the word "paid," in the third line of Section 4, the words, "and provided, further, said policy shall not be continued in force by virtue of any automatic loan provision therein," and other amendments. We then recommend the bill, as amended, for passage.

11. We recommend that Senate Bill No. 186, being a bill to require an accounting and apportionment of the surplus on the policies of insurance heretofor issued, be rejected.

12. We recommend that Senate Bill No. 187, being an Act to regulate the retirement of the capital stock of life insurance companies, be passed.

13. We recommend that Senate Bill No. 201, being an Act to provide for a standard form of fire insurance policy in Tennessee, be rejected.

14. We recommend for amendment Senate Bill No. 202, being an Act to repeal an Act forbidding the use of the three-quarter value clause and the co-insurance clause, in fire insurance policies.

15. We recommend that Senate Bill No. 203, being an Act to permit the use of the clauses in fire insurance policies, be so amended as to provide that three-quarter clause apply only to stocks of goods and contents of buildings, and provide for the value policy clause on buildings, and that the bill, as amended, be passed.

16. We recommend for passage Senate Bill No. 204, being an Act to provide for a fire marshal to investigate all fires, with an amendment.

17. We recommend for passage Senate Bill No. 249, being an Act to provide for, and defining the duties of, a deputy insurance commissioner.

18. We recommend that Senate Bill No. 250, being an Act to regulate the investment of the funds of domestic life insurance companies, be so amended as to add at the end of sub-Section 1 of Section 3 the words, "and the buildings in which its home office is located and the real estate upon which the home office building stands." When so amended, we recommend the bill for passage.

19. A majority of our Committee recommends for passage Senate Bill No. 251, being an Act to require life insurance companies to invest a certain part of their assets in this State. A minority recommend that said bill be rejected.

20. The majority recommends that Senate Bill No. 298, being an Act to provide for the safe construction of chimneys, flues, etc., be passed. The minority recommends a rejection.

21. We recommend for passage Senate Bill No. 327, being an Act to authorize and empower the Insurance Commissioner to revoke the license of any insurance agent violating the anti-rebate law, or any other laws regulating insurance.

22. We recommend for passage Senate Bill No. 356, being an Act to regulate the business of county mutual fire insurance companies.

23. We recommend for passage Senate Bill No. 357, being an Act to provide for the admission and regulation of foreign mutual fire insurance companies.

24. We recommend for passage Senate Bill No. 358, being an Act to require insurance agents to return the premiums collected in case the company refuses to write the applicants, etc.

25. We recommend that a bill marked Senate Bill No. 359, and attached to Senate Bill No. 359 proper, be substituted for the regular Senate bill, both bills being an Act to authorize the organization and regulation of State fire insurance companies, and when so substituted we recommend the bill for passage.

26. We recommend for passage Senate Bill No. 367, being an Act to repeal the resident agents' law.

We would respectfully suggest that our detailed report of the work of this Committee will be submitted to the Senate and House within the next few days.

Respectfully submitted,

[SIGNED]

I. L. PENDLETON, *Chairman*;  
W. H. POTTER,  
W. T. THOMAS,  
GEO. R. KENNEY,  
CHAS. O. STAINBACK,  
J. B. MATTHEWS,  
JOHN I. COX.

Mr. Puryear moved to make House Bill No. 117, To prohibit issuance of free passes, special order for 11:30 A. M. March 26.

Mr. Stainback made a point of order that a quorum of the House was not present.

The Clerk of the House called the roll, the following members being present:

Messrs. Boucher, Bradley, Brooks, Cooper of White, Corn, Cottrell, Dixon, Donaldson, Fielder, Hall, Horton, Howland, Jackson, Lane, Lipscomb, Marr, Matthews, May, Mitchell, Puryear, Sampson, Smith, Stainback, Travis, Waddell, Mr. Speaker Cunningham.—27.

The roll call showing no quorum present, the House adjourned until 2 o'clock Monday afternoon.

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MONDAY, MARCH 25, 1907.

FIFTY-FOURTH DAY.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 80 members were found to be present.

Members absent: Messrs. Baldridge, Cooper of Shelby, Drummond, Edwards, Garrison, Gill, Gordon, Hartley, Johnson, Kinsland, Largent, Morris, Rambo, Rowan, Shea, Stainback, Tallant, Walker, White.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

#### ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 617, 261, 534, 570, 473, 416 and 587; also House Joint Resolution No. 50, and find same correctly engrossed and ready for transmission to the Senate.

Also House Joint Resolutions Nos. 45 and 49, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Joint Resolutions Nos. 26, 36, 47 and 48, and House Bills Nos. 121 and 388, signed by the Speaker of the Senate.

THOMAS, *Clerk*.

#### INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 744, To authorize Greene County to issue bonds.

Passed first reading.

By Mr. Bradley, House Bill No. 745, To amend Act relative to Robertson County bond issue.

Passed first reading.

By Mr. Bradley, House Bill No. 746, To amend charter of Springfield.

Passed first reading.

By Messrs. Chestnut and Hall, House Bill No. 747, To appropriate money to members of the House.

Passed first reading.

By Mr. Cooper of White, House Bill No. 748, To authorize married women to sue for property, etc.

Passed first reading.

By Mr. Donaldson, House Bill No. 749, To incorporate Dandridge.

Passed first reading.

By Mr. Dunavant, House Bill No. 750, To allow Ripley to issue bonds for streets.

Passed first reading.

By Mr. Edens, House Bill No. 751, To allow Elizabethton to issue bonds for streets.

Passed first reading.

By Mr. Garnett, House Bill No. 752, To locate and establish the line between Warren and Van Buren Counties.

Passed first reading.

By Mr. Benham, House Bill No. 753, To amend Act creating Text Book Commission.

Passed first reading.

By Hamilton County Delegation, House Bill No. 754, To change line between certain civil districts in Hamilton County.

Passed first reading.

By Mr. Hardin, House Bill No. 755, To create Board of Jury Commissioners for certain counties.

Passed first reading.

By Messrs. Hassell and Boucher, House Bill No. 756, To amend Act incorporating Trenton.

Passed first reading.

By Mr. Holman, House Bill No. 757, To amend general law for the protection of fish.

Passed first reading.

By Mr. Householder, House Bill No. 758, To authorize construction of a dam across Pigeon River.

Passed first reading.

By Mr. Howland, House Bill No. 759, To change line between Marshall and Bedford Counties.

Passed first reading.

By Mr. Hudson, House Bill No. 760, To amend Act for relief of widows of Confederate soldiers.

Passed first reading.

By Davidson County Delegation, House Bill No. 761, To legalize primary elections in Davidson County.

Passed first reading.

By Mr. Kenney, House Bill No. 762, To amend insurance laws so as to provide for admission of companies of \$100,000 capital.

Passed first reading.

By Mr. Kenney, House Bill No. 763, To amend insurance laws so as to provide how unlicensed companies may bring into State persons to inspect risks.

Passed first reading.

By Mr. Knowles, House Bill No. 764, To create school district in DeKalb County.

Passed first reading.



By Mr. Lane, House Bill No. 765, To prescribe width of stone or gravel required on public roads and pikes.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 766, To appropriate money for relief of D. B. Andrews *et als*, of Maury County.

Passed first reading.

By Mr. Lockert, House Bill No. 767, To regulate the manufacture and sale of cigarettes.

Passed first reading.

By Mr. Marr, House Bill No. 768, To protect owners of houses from trespassers.

Passed first reading.

By Mr. Marr, House Bill No. 769, To amend Act relative to authorizing magistrates to grant change of venue.

Passed first reading.

By Mr. Marr, House Bill No. 770, To require registration of written instruments in certain counties.

Passed first reading.

By Messrs. May and Royston: House Bill No. 771, To amend charter of Johnson City.

Passed first reading.

#### SIGNED.

The Speaker announced that he had signed House Joint Resolutions Nos. 45 and 49.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 380, To repeal the charter of Clarksville, and Senate Bill No. 381, To incorporate Clarksville. Both passed by the Senate.

THOMAS, *Clerk*.

By Mr. Miller of Tipton, House Bill No. 772, To amend Act giving judge concurrent jurisdiction with the Chancery Court.

Passed first reading.

By Mr. Miller of Tipton, House Bill No. 773, To declare delivery of liquor into dry territory a privilege, and fix tax on same.

Passed first reading.

By Mr. Miller of Tipton, House Bill No. 774, To amend Act to provide for authentication and satisfaction of mortgages.

Passed first reading.

By Mr. Muse, House Bill No. 775, To incorporate Lynchburg.  
Passed first reading.

By Mr. Neal, House Bill No. 776, To create and regulate office of Bledsoe County Judge.

Passed first reading.

By Mr. Neal, House Bill No. 777, To amend Act providing for compensation of Circuit Court Clerk.

Passed first reading.

By Mr. Sneed, House Bill No. 778, To create State Board of Accountants.

Passed first reading.

By Mr. Tatum, House Bill No. 779, To create school district in Dyer County.

Passed first reading.

By Mr. Tatum, House Bill No. 780, To simplify registration of chattel mortgages.

Passed first reading.

By Mr. Worley, House Bill No. 781, To protect fish in Sullivan County.

Passed first reading.

By Mr. Cunningham, House Bill No. 782, To amend Act establishing Montgomery County Criminal Court.

Passed first reading.

By Mr. Neal, House Bill No. 783, To amend Act to provide for assessment and collection of certain revenues.

Passed first reading.

By Mr. Neal, House Bill No. 784, To amend Act providing for assessment of taxes on private cars.

Passed first reading.

By Mr. Neal, House Bill No. 785, To provide rules and regulations for demurrage and car service.

Passed first reading.

By Mr. Holman, House Bill No. 786, To provide for release of lien on public record.

Passed first reading.

By Mr. Schubert, House Bill No. 787, To repeal charter of Summertown.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 303, To authorize County Courts in certain counties to contract with banks for interest.

Passed second reading and referred to Committee on Banks.

HOUSE BILLS ON SECOND READING.

House Bill No. 706, To amend assessment law of 1903.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 707, To provide for appointment of notaries public.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 708, To amend Act to protect certain purchasers against litigation.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 709, To fix compensation for financial agents of Putnam County.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 710, To change line between White and Putnam Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 711, To change line between DeKalb and Putnam Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 712, To allow Dresden to issue bonds for improvements.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 713, To prescribe how right of way may be granted turnpike companies.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 714, To prohibit transportation of liquor in certain counties.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 715, To amend Act creating Criminal Court of Maury County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 716, To allow Maury County to issue bonds.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 717, To allow steamboats to condemn property for landings.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 718, To establish fence law for certain counties.  
Passed second reading and referred to Committee on Agriculture.

House Bill No. 719, To allow Cheatham County to maintain three-wire fences.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 720, To provide for collection of statistics for farm and garden products.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 721, To repeal Act relative to assessment of shares of stock.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 722, To amend Act fixing compensation for printing public laws, etc.

Passed second reading and referred to Committee on Public Printing.

House Bill No. 723, To compensate certain clerks for deputy hire.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 724, To make Attorney-General of Fifth Judicial Circuit Attorney-General for Overton County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 725, To provide for probates, regulation, etc., of the estates of deceased persons.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 726, To amend Act authorizing condemnation of property for certain purposes.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 727, To amend act authorizing condemnation of property for municipalities.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 728, To provide special court judge, etc., for certain counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 729, To create school district in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 730, To restore Palmetto School District.

Passed second reading and referred to Committee on Education and Common Schools. \*

House Bill No. 731, To regulate and make equal salaries of employes of insane asylums.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 732, To amend Act regulating inspection of certain fertilizers.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 733, To amend Act known as House Bill No. 390, Acts of 1903.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 734, To authorize Greeneville to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 735, To amend Act authorizing Funding Board to retire bonds.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 736, To re-district Sevier County.

Passed second reading and referred to Committee on Elections.

House Bill No. 737, To authorize Knoxville to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 738, To change charter of Knoxville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 739, To improve public school system.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 740, To prevent railroad companies owning coal property.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 741, To prevent certain corporations owning newspapers.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 742, To create school district in Hardin County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 743, To amend charter of Lookout Mountain.

Passed second reading and referred to Committee on Municipal Affairs.

SPECIAL ORDER.

The hour fixed for the consideration of House Bill No. 662, To allow the Governor and Board of Prison Commissioners to issue pardons, having arrived, the bill was taken up and read by the Clerk.

Mr. MacFarland moved to amend by striking out word "and" and insert the word "or" between words "Warden" and "Assistant Warden," wherever it occurs.

On motion, the amendment was adopted.

Mr. Garnett moved to amend as follows: "Provided, that no convict shall leave the State while under parole."

Mr. Candler moved to table.

The motion to table failed.

Thereupon the amendment was adopted.

Mr. Dixon moved to table the bill, as amended.

The motion to table failed.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes .....	62
Noes .....	9

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Dickens, Dyer, Edens, Everett, Fielder, Gallo-way, Garner, Groner, Hall, Hardin, Harris, Holman, Household-er, Howland, Hudson, Jackson, Kenney, Lane, Lipscomb, Lock-ert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tip-ton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Sneed, Thrasher, Tatum, Thomas, Travis, Waddell, Webb, Wilkerson, Worley, York and Mr. Speak-er Cunningham.—62.

Representatives voting no were: Messrs. Armitage, Bradley, Corn, Dixon, Donaldson, Dunavant, Hassell, Holman, Knowles.—9.

A motion to reconsider was tabled.

House Bill No. 565 to authorize Spring Hill to issue bonds.

Passed third reading by the following vote: .

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Car-

den, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Kenney, Knowles, Lane, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Sneed, Thrasher, Tatum, Thomas, Thompson, Travis, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 102, To amend Act regulating working of roads in certain counties.

On motion, the bill was rejected.

A motion to reconsider was tabled.

#### REPORT OF COMMITTEE.

MR. SPEAKER: Your Committee on Judiciary return House Bills Nos. 366, with committee substitute; 591, with committee substitute; 543 and 567, recommended for passage.

DIXON, *Chairman.*

Mr. Puryear moved to make House Bill No. 429 special order for 11:30 A. M., March 26.

The motion prevailed.

Mr. Lane moved to make House Bills Nos. 543, 567 and 591 special order for 11 A. M., March 26.

The motion prevailed.

Mr. Chestnut moved to make House Bill No. 266, To appropriate money for public school law, special order at 3 P. M., March 26.

The motion prevailed.

Mr. Marr moved that the House request return of Senate Bill No. 146.

The motion prevailed.

Mr. Horton moved that House Bill No. 117 be made special order for 10:30 A. M., Wednesday, March 27.

Mr. Corn moved to refer to Committee on Railroads.

The motion to refer to committee prevailed by the following vote:

Ayes .....	41
Noes .....	25

Representatives voting aye were: Messrs. Armitage, Boucher, Candler, Carden, Chestnut, Cooper of White, Corn, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Hall, Hardin, Harris, Hassell, Householder, Howland, Hudson, Jestes, Kenney, Lockert, May, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Peay, Richmond, Royston, Sampson, Schubert, Scott, Thrasher, Thompson, Travis, Waddell, Wilkerson and Worley—41.

Representatives voting no were: Messrs. Askew, Benham, Bradley, Campbell, Dixon, Donaldson, Dunavant, Horton, Jackson, Knowles, Lane, Lipscomb, MacFarland, Miller of Monroe, Murray, Neeley, Perry, Puryear, Sneed, Tatum, Webb, York and Mr. Speaker Cunningham—25.

#### ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 141 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

Mr. McFarland moved to make House Bill No. 546 special order for 10:45 A. M., March 26.

The motion prevailed.

House Bill No. 637, To provide for enforced school attendance in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 644, To amend charter of Brownsville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 411, To establish school districts in Hickman County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 524, To create school district in Wilson County.

Passed third reading.

A motion to reconsider was tabled.

#### BY CONSENT.

MR. SPEAKER: The Committee on Redistricting beg leave to report that it has recommended for passage House Bill No. 596, and for rejection House Bill No. 522.

H. H. LANE, *Chairman*.



House Bill No. 641, To amend charter of Nashville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 499, To create school district in McNairy County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 500, To create school district in McNairy County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 494, To amend Act to incorporate Carthage.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 495, To enact road law for Smith County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 393, To amend Act incorporating Sparta.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 593, To authorize school commissioners in Monroe County to sell school lands.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 424, To abolish commission to authorize Shelby County to issue bonds for levy purposes.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 484, To amend Lauderdale County road law.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 489, To create school district in Sevier County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 646, To create school district in Gibson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 599, To amend Act to abolish the office of County Judge of Fentress County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Horton moved to make House Bill No. 38, To provide for transportation and expenses for Judges and Attorneys-General, special order for 11 A. M., March 27.

The motion prevailed.

Mr. Miller of Monroe moved to make House Bill No. 233 special order for 11:30 A. M., March 28.

The motion prevailed.

House Bill No. 410, To abolish charter of Doyle.

Passed third reading.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 134, 136, 246 and 284 for the signature of the Speaker of the House.

THOMAS, *Clerk*.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 134, 136, 246 and 284.

Thereupon the House adjourned until 10 o'clock to-morrow.

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TUESDAY, MARCH 26, 1907.

FIFTY-FIFTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 92 members were found to be present.

Members absent: Messrs. Cummings, Edwards, Gill, Largent, Rambo, Stainback and White.

On motion, the reading of the Journal of Monday's proceedings was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 31, To change line between Jefferson and Grainger Counties, passed by the Senate; also to return House Bill No. 398, To allow Stewart County to issue road bonds, and House Bill No. 535, To fix

time for holding courts of Second Judicial Circuit, both substituted for Senate bills on same subject, and passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 548 and 549, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bill No. 540, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 548 and 549.

#### REPORTS OF STANDING COMMITTEES.

MR. SPEAKER: Your Committee on New Counties and County Lines beg leave to report that, after consideration, it has recommended for passage House Bills Nos. 710 and 711, and for withdrawal House Bill No. 452.

POSTON, *Chairman.*

#### INTRODUCTION OF BILLS.

By Mr. Garrison, House Bill No. 788, To define lawful fence in Bledsoe County.

Passed first reading.

By Mr. Gordon, House Bill No. 789, To establish school district in Dyer County.

Passed first reading.

By Mr. Gordon, House Bill No. 790, To purchase Bishop Byrne house.

Passed first reading.

By Mr. Armitage, House Bill No. 791, To change civil districts in Greene County.

Passed first reading.

By Mr. Hartley, House Bill No. 792, To amend Act incorporating Oliver Springs.

Passed first reading.

By Mr. Hartley, House Bill No. 793, To amend charter of Har-  
riman.

Passed first reading.

By Mr. Hudson, House Bill No. 794, To create school district in Dickson County.

Passed first reading.

By Mr. Johnson, House Bill No. 795, To require penitentiary-made goods to be marked.

Passed first reading.

By Mr. Meadows, House Bill No. 796, To provide for removal of roads in Giles County.

Passed first reading.

By Mr. Meadows, House Bill No. 797, To amend Act regulating practice of medicine.

Passed first reading.

By Mr. Travis, House Bill No. 798, To authorize Coffee County to issue bonds for roads.

Passed first reading.

By Mr. Drummond *et als.*, House Bill No. 799, To create Board of Public Road Commissioners for Knox County.

Passed first reading.

By Messrs. Cottrell and Householder (by request), House Bill No. 800, For benefit of Roger Williams University.

Passed first reading.

By Mr. Wilkerson, House Bill No. 801, To amend public road law.

Passed first reading.

By Davidson County Delegation, House Bill No. 802, To authorize Davidson County Court to make certain appropriations.

Passed first reading.

By Davidson County Delegation, House Bill No. 803, To authorize certain counties to appropriate money for indebtedness.

Passed first reading.

By Messrs. Candler *et als.*, House Bill No. 804, To encourage insurance in State.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 805, To authorize Memphis to issue bonds for refunding indebtedness.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 744, To allow Greene County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 745, To amend Act relative to Robertson County bond issue.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 746, To amend charter of Springfield.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 747, To appropriate money to members of the House.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 748, To authorize married women to sue for property.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 749, To incorporate Dandridge.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 750, To allow Ripley to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 751, To authorize Elizabethton to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 752, To locate line between Warren and Van Buren Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 753, To amend Act creating Text Book Commission.

Passed second reading and referred to Committee on Education.

House Bill No. 754, To change line between civil districts in Hamilton County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 755, To create Board of Jury Commissioners for certain counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 756, To amend Act incorporating Trenton.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 757, To amend general fish law.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 758, To authorize construction of dam over Pigeon River.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 759, To change line between Bedford and Marshall Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 760, To amend pension laws.

Passed second reading and referred to Committee on Pensions.

House Bill No. 761, To legalize primary elections in Davidson County.

Passed second reading and referred to Committee on Elections.

House Bill No. 762, To amend the assessment laws.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 763, To amend insurance laws.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 764, To create school district in DeKalb County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 765, To prescribe width of stone, etc., on public roads.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 766, To appropriate money to D. B. Anderson *et als*.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 767, To regulate manufacture and sale of cigarettes.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 768, To protect owners of houses from trespasses.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 769, To amend Act relative to change of venue.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 770, To require registration of certain written instruments.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 771, To amend charter of Johnson City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 772, To amend Act giving judges concurrent jurisdiction in Chancery Court.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 773, To declare delivering of liquor into dry territories a privilege and fix tax on same.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 774, To amend Act providing for authentication of mortgages.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 775, To incorporate Lynchburg.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 776, To regulate office of Bledsoe County Judge.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 777, To amend Act providing for compensation of Circuit Court Clerks.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 778, To create State Board of Accountants.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 779, To create school district in Dyer County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 780, To simplify registration of chattel mortgages.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 781, To protect fish in Sullivan County.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 782, To amend Act establishing Criminal Court in Montgomery County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 783, To amend Act providing for assessment and collection of certain revenue.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 784, To amend Act providing for assessment of taxes on private cars.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 785, To provide rules and regulations of demurrage, etc.

Passed second reading and referred to Committee on Railroads.

House Bill No. 786, To provide for release of liens on public records.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 787, To repeal charter of Summertown.

Passed second reading and referred to Committee on Municipal Affairs.

SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 109, To authorize distribution of plans and specifications for construction of public school buildings, having arrived, the bill was taken up and read by the Clerk.

Thereupon the bill passed third reading by the following vote:

Ayes.....	60
Noes.....	16

Representatives voting aye were: Messrs. Armitage, Baldrige, Boucher, Bradley, Brooks, Carden, Cooper of Shelby, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Edens, Fielder, Gallo-way, Garrison, Groner, Hall, Hardin, Harris, Hartley, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Lane, Lipscomb, Lockert, Marr, Matthews, May, McFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Peay, Perry, Rowan, Royston, Scott, Shea, Smith, Sneed, Tallant, Thompson, Travis, Waddell, Walker, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—60.

Representatives voting no were: Messrs. Askew, Burkhalter, Campbell, Cooper of White, Dickens, Garnett, Holman, Howell, Knowles, Muse, Neeley, Poston, Richmond, Sampson, Tatum and Thomas—16.

A motion to reconsider was tabled.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 546, To amend Act creating office of Superintendent of the Capitol, having arrived, the bill was taken up.

Mr. Garnett moved to amend so as to read \$1,000 instead of \$1,500.

Mr. Cooper of Shelby moved to table.

The motion to table prevailed.

Mr. Scott moved to amend by striking out \$1,500 and inserting \$1,200.

Mr. Waddell moved to table.

The motion to table prevailed.

Thereupon the bill passed third reading by the following vote:

Ayes.....	62
Noes.....	12



Representatives voting aye were: Messrs. Armitage, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Dixon, Drummond, Dyer, Edens, Everett, Fielder, Garrison, Groner, Hall, Harris, Hartley, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Knowles, Lane, Lockert, Matthews, May, McFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Peay, Perry, Poston, Richmond, Rowan, Royston, Schubert, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wilkerson, Worley and Mr. Speaker Cunningham—62.

Representatives voting no were: Messrs. Askew, Campbell, Cooper of White, Dickens, Dunavant, Galloway, Garnett, Howell, Lipscomb, Neeley, Sampson and Scott—12.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 283, To create office of County Attorney for Lawrence County; Senate Bill No. 295, To dispose of fines collected on account of cruelty to animals; Senate Bill No. 450, To fix time of holding Chancery Court at Bristol and Blountville; Senate Bill No. 501, To amend Chapter 83, of Acts of 1907; all passed by the Senate.

THOMAS, *Clerk.*

#### BY CONSENT.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 699, 436, 743, 697, 681, 616, 683, 712, 670, 671 and 672.

Also Nos. 734 and 682, with amendments.

CARDEN, *Chairman.*

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 567, To establish a third Circuit Court for Davidson County, having arrived, the bill was taken up and read by the Clerk.

Thereupon the bill passed third reading by the following votes:

Ayes.....	63
Noes.....	11

Representatives voting aye were: Messrs. Baldridge, Benham, Brooks, Burkhalter, Campbell, Carden, Candler, Cooper of Shelby, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Galloway, Garrison, Garnett, Groner, Hall, Harris, Hartley, Horton, Householder, Hudson, Jackson, Jestes, Johnson,

Kenney, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, Miller of Tipton, Miller of Monroe, Montgomery, Morris, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Thompson, Waddell, Walker, Webb, Wilkerson, Worley and Mr. Speaker Cunningham—63.

Representatives voting no were: Messrs. Armitage, Bradley, Corn, Gordon, Hardin, May, Murray, Muse, Neeley, Tatum and Travis—11.

A motion to reconsider was tabled.

House Bill No. 543, To detach Williamson County from the Seventh Chancery Division and create a new division.

Passed third reading by the following vote:

Ayes.....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Dickens, Dunavant, Edens, Everett, Galloway, Garrison, Garnett, Hardin, Harris, Hartley, Horton, Householder, Howland, Hudson, Jackson, Johnson, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

House Bill No. 591, To create and establish Seventeenth Judicial Circuit, accompanied by committee substitute.

On motion, the committee substitute bill was adopted.

Mr. Lane moved to amend so that this Act shall in no way affect or change the office of Attorney-General for Williamson County, and the discharge of his duties as prescribed by law.

The amendment was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes.....	75
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cottrell, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Fielder, Garrison, Gordon, Gro-

ner, Hall, Hardin, Harris, Hartley, Horton, Householder, Howland, Howell, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—75.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Joint Resolutions Nos. 45 and 49, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 429, To provide and regulate salaries of Clerks and Masters, having arrived, the bill was taken up and read by the Clerk.

Mr. Kinsland moved to amend by providing that Clerks and Masters in counties having a population of more than 15,500 and less than 15,525, by the Federal census of 1900 or any subsequent Federal census, shall not receive more than \$750 per annum.

The amendment was adopted.

Mr. Kinsland moved to amend by providing that Clerks and Masters of counties of a population of not less than 15,000 nor more than 20,000 shall receive \$750 per annum.

Mr. Puryear moved to table the amendment.

The motion to table prevailed.

Mr. Dixon moved to amend by striking out \$1,200 and inserting \$1,000 where the bill reads from 20,000 to 30,000 population.

Mr. Cooper of Shelby moved to table the amendment.

The motion to table failed by the following vote:

Ayes.....	25
Noes.....	50

Representatives voting aye were: Messrs. Benham, Bradley, Brooks, Candler, Carden, Cooper of Shelby, Corn, Edens, Horton, Holman, Householder, Kenney, Lane, Lipscomb, May, Montgomery, Morris, Muse, Neeley, Peay, Puryear, Schubert, Walker, Webb and Mr. Speaker Cunningham—25.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Burkhalter, Campbell, Cooper of White, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Everett, Galloway, Garrison, Garnett, Gordon, Hall, Hardin, Harris, Hartley, Howland,

Hudson, Jackson, Johnson, Kinsland, Knowles, Matthews, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Perry, Poston, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Wiggs, Wilkerson, Worley and York—50.

Mr. Puryear moved to amend the amendment by providing that Clerks and Masters in counties of more than 20,000 or less than 25,000 shall receive \$1,000 per annum.

In counties of not less than 25,000 and not more than 30,000 they shall receive \$1,200 per annum.

Mr. Dixon moved to table the amendment to the amendment.

The motion prevailed.

Mr. Puryear moved to amend the amendment by providing that in counties from 20,000 to 25,000 the Clerks and Masters shall receive \$1,000 per annum, and in counties from 25,000 to 30,000 they shall receive \$1,200 per annum.

The amendment was adopted.

Mr. Gordon moved that the bill and amendment be tabled.

The motion to table failed by the following vote:

Ayes.....	27
Noes.....	49

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Campbell, Cooper of White, Dixon, Dunavant, Galloway, Garnett, Gordon, Householder, Hudson, Johnson, Kenney, Knowles, Lipscomb, Matthews, May, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Perry, Poston, Tatum and Travis—27.

Representatives voting no were: Messrs. Baldridge, Bradley, Brooks, Candler, Burkhalter, Chestnut, Cooper of Shelby, Corn, Dickens, Donaldson, Drummond, Edens, Everett, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Jackson, Jests, Lane, Meadows, Montgomery, Travis, Neeley, Peay, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Tallant, Thrasher, Thomas, Thompson, Waddell, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—49.

Mr. Puryear moved to table amendment as amended.

The motion to table prevailed.

Mr. Garnett moved to exempt Warren County from the provisions of this bill.

The amendment was adopted.

Mr. Puryear called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	62
Noes.....	15

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Garrison, Gordon, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howland, Jackson, Kinsland, Lane, Lipscomb, MacFarland, Meadows, Miller of Tipton, Montgomery, Morris, Muse, Neeley, Peay, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Tallant, Thrasher, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—62.

Representatives voting no were: Messrs. Askew, Benham, Campbell, Cooper of White, Galloway, Hudson, Johnson, Knowles, May, Miller of Monroe, Mitchell, Murray, Perry, Scott and Tatum—15.

Mr. Puryear moved to reconsider.

Mr. Cooper of Shelby moved to table the motion to reconsider. The motion to table prevailed.

House Bill No. 478, To repeal the charter of Clarksville.

On motion, Senate Bill No. 380, on the same subject, was substituted for the House bill.

Thereupon the bill passed third reading.

A motion to reconsider was laid on the table.

House Bill No. 480, To incorporate Clarksville.

On motion, Senate Bill No. 381, on the same subject, was substituted for the House bill.

Mr. Cunningham moved to amend by striking out Section 3 and inserting a new section.

The amendment was adopted.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

House Bill No. 563, To incorporate Sanborg.

Passed third reading.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bills Nos. 548 and 549, signed by the Speaker of the Senate. THOMAS, *Clerk*.

Thereupon the House adjourned until 2:30 P. M. to-day.

### AFTERNOON SESSION.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

#### BY CONSENT.

By consent of the House, the following bills were introduced:

By Mr. Cunningham, House Bill No. 806, To prevent damage to tobacco beds, etc.

Passed first reading.

By Mr. Neal, House Bill No. 807, To create and provide for permanent endowment for University of Tennessee.

Passed first reading.

By Mr. Neal, House Bill No. 808, To authorize University of Tennessee to contract with counties, etc., for scholarships.

Passed first reading.

By Messrs. Galloway and Lipscomb, House Bill No. 809, To prevent erection of fence and telegraph poles along public highways.

Passed first reading.

By Messrs. Galloway and Lipscomb, House Bill No. 810, To amend Act allowing turnpike companies six months in which to run without perfecting charter.

Passed first reading.

By Mr. Cooper of White, House Bill No. 811, To amend Act incorporating Sparta.

Passed first reading.

#### SENATE BILLS ON THIRD READING.

Senate Bill No. 253, To create school district in Marion and Sequatchie Counties.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 248, To create school district in Sequatchie County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 271, To create school district in Van Buren County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 596, To amend Act to redistrict Hawkins County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 353, To amend Act incorporating McKenzie.

On motion, Senate Bill No. 270, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

House Bill No. 734, To allow Greeneville to issue bonds for water works and electric lights.

Passed third reading by the following vote:

Ayes.....	70
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Hall, Hardin, Hartley, Howell, Holman, Horton, Householder, Howland, Hudson, Jackson, Johnson, Kinsland, Knowles, Lane, Largent, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson and Mr. Speaker Cunningham—70.

A motion to reconsider was tabled.

House Bill No. 551, To amend charter of Adams.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Candler, Cooper of White, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hardin, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Knowles, Lane, Lipscomb, Marr, May, Matthews, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, Wilkerson and Mr. Speaker Cunningham—66.

Mr. MacFarland moved to make House Bill No. 328, To prevent corruption in elections, special order for 10 A. M. March 27.

The motion prevailed.

House Bill No. 616, To change corporate limits of McMinnville. Passed third reading.

A motion to reconsider was tabled.

BY CONSENT.

By consent of the House, the following report was received:

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered House Bill No. 704, the General Appropriation Bill, and recommend same for passage.

S. H. COOPER, *Chairman.*

Mr. Cooper of Shelby moved to make House Bill No. 704 special order for 11:30 A. M. March 27.

The motion prevailed.

House Bill No. 600, To authorize Fentress County to issue bonds.

Passed third reading by the following vote:

Ayes.....	78
Noes.....	0

Representatives voting aye were: Messrs. Askew, Bradley, Boucher, Brooks, Burkhalter, Campbell, Carden, Candler, Chestnut, Cooper of Shelby, Cooper of White, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Knowles, Lane, Lipscomb, Marr, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Walker, Webb, Wiggs, York and Mr. Speaker Cunningham—78.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 266, To provide for appropriation of money for public schools of the State, having arrived, the bill was taken up and read by the Clerk.

Mr. Chestnut moved to amend as follows:



Amend Section 2 by striking out the words “as much as six months or as near thereto as possible,” and substituting the words “more nearly equal;” amend by striking out Section 3 and substituting the following: “Section 3. Be it further enacted that the State Board of Education shall distribute the special fund, \$50,000, provided in Section 11 of this Act, among the counties of this State that comply with the further provisions of this Act, in proportion to their scholastic population and in inverse ratio of the assessed taxable property to scholastic population.”

Amend by striking out Section 5.

Amend by striking out in Section 6 the words “The County Trustee shall apportion to each district in his county the amount to the credit of said schools designated by the State Board of Education.”

The amendment was adopted.

Mr. Gordon moved to defer action on the bill until the Senate takes action on the Baldrige bill.

Mr. Corn called for the previous question on action to postpone. The call was sustained.

Thereupon the motion to postpone failed by the following vote:

Ayes.....	14
Noes.....	68

Representatives voting aye were: Messrs. Baldrige, Bradley, Brooks, Corn, Gordon, McElroy, Meadows, Miller of Monroe, Morris, Neeley, Richmond, Schubert, Scott and Smith—14.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lipscomb, Marr, Matthews, May, MacFarland, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Peay, Perry, Poston, Rowan, Royston, Sampson, Shea, Sneed, Talant, Tatum, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

Mr. Chestnut called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill as amended, passed third reading by the following vote:

Ayes.....	81
Noes.....	3

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—81.

Representatives voting no were: Messrs. Gordon, Muse and Smith—3.

Mr. Chestnut moved to reconsider.

Mr. Cooper of Shelby moved to table the motion to reconsider. The motion to table prevailed.

House Bill No. 504, To refund \$2,515.63 to A. J. Harris, of Shelby County.

Mr. Shea moved to defer action until 10:30 A. M. March 28.

The motion prevailed.

Thereupon the House adjourned until 8 P. M. to-night.

### NIGHT SESSION.

The House met at 8 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 175, To amend jury commission law for Shelby County; House Bill No. 257, To regulate the election franchise in certain counties; House Bill No. 339, To amend charter of Fayetteville; all passed by the Senate.

Also to return House Bill No. 34, To protect blacksmiths for work and material furnished; House Bill No. 68, To give grand juries inquisitorial powers as to violations of laws as to practice of medicine; both rejected by the Senate.

Also to return House Bill No. 444, To incorporate Richard City; House Bill No. 492, To provide stock law for certain coun-

ties; both substituted for Senate bills on the same subject and passed by the Senate.

Also to return House Bill No. 570, To repeal charter of Knoxville, and House Bill No. 587, To incorporate Knoxville; both substituted for Senate bills on same subject; amended and passed by the Senate.

THOMAS, *Clerk.*

#### HOUSE BILLS ON THIRD READING.

House Bill No. 583, To create school district in Crockett County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 584, To create school district in Crockett County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 585, To create school district in Crockett County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 606, To create school district in Crockett County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 514, To direct proper application of tax levied by Hamblen County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 515, To authorize Hamblen County Court to levy tax.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 516, To authorize Hamblen County Court to issue interest-bearing bonds.

Passed third reading.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent of the House, Mr. Corn introduced House Bill No. 812, To create school district in Marion County.

Passed first reading.

House Bill No. 581, To enforce attendance at public schools in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 655, To amend charter of Jefferson City.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 571, To legalize subsidies of Knox County Court to charitable institutions.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 517, To amend school law of Lauderdale County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 711, To change line between DeKalb and Putnam Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 682, To amend Act incorporating Elizabethton, accompanied by committee amendment.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 99, To create improvement districts in Dyersburg.

Mr. Gordon moved to amend by providing that the bill take effect from and after election held by authority of the people in favor of same.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 673, To amend Act incorporating Lafayette.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 663, To create school district in Monroe County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 529, To authorize Johnson City to build sidewalks.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 530, To amend charter of Johnson City.

Passed third reading by the following vote:

Ayes.....	65
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Candler, Campbell, Corn, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Edens, Everett, Galloway, Garnett, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Jackson, Jestes, Johnson, Knowles, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Puryear, Richmond, Royston, Sampson, Scott, Shea, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Wiggs, Worley, York and Mr. Speaker Cunningham—65.

A motion to reconsider was tabled.

House Bill No. 697, To amend charter of Memphis.

Mr. Shea moved to amend as follows: By striking out 4½ per cent. wherever it occurs, inserting 4 per cent.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Corn, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Edens, Everett, Galloway, Garnett, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Jackson, Johnson, Kenney, Knowles, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Puryear, Richmond, Royston, Sampson, Scott, Shea, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

House Bill No. 666, To authorize Camden to issue bonds for school purposes.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Corn, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Galloway, Garnett, Hudson, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Jackson, Johnson, Kenney, Knowles, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Puryear, Richmond, Royston, Sampson, Scott, Shea, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—66.

House Bill No. 699, To amend Act incorporating Tullahoma.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 635, To create school district in Blount County.  
Passed third reading.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 570, To repeal charter of Knoxville.

On motion, the House concurred in the Senate amendment.

House Bill No. 587, To incorporate Knoxville.

On motion, the House concurred in the Senate amendment.

House Bill No. 636, To change time of holding Chancery Court in Sullivan County.

On motion, Senate Bill No. 450, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

Mr. Worley moved to make House Bill No. 421, To protect employes of labor, special order for 2:30 P. M. March 27.

The motion prevailed.

House Bill No. 436, To abolish charter of Lafayette.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 508, To create school district in Gibson County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 589, To amend charter of Halls.

Passed third reading.

A motion to reconsider was tabled.

Mr. Donaldson called up motion entered on Journal to reconsider action of the House on House Bill No. 131.

Mr. Gordon moved to table the motion to reconsider.  
The motion prevailed.

SPECIAL ORDER.

Mr. Waddell moved to make special order at 11:45 A. M., March 28, House Bill No. 199, To compel satisfaction of deeds of trust and mortgages.

The motion prevailed.

SPECIAL ORDER.

Mr. Dickens moved to make House Bill No. 159 special order for 2:30 P. M., March 28.

The motion prevailed.

Mr. Hassell moved to make House Bill No. 190 special order for 3 P. M., March 27.

The motion prevailed.

Mr. Boucher moved to make House Bill No. 642, To provide for organization of corporations, special order at 10:30 A. M., March 29.

The motion prevailed.

House Bill No. 674, To enact road law for certain counties.

Mr. Puryear moved to amend by adding a new section.

The amendment was adopted.

The bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 126, To authorize citation of summons to non-residents.

Mr. Horton moved to make special order for 11 A. M. March 29.

The motion prevailed.

Mr. Benham moved to take from the table motion to reconsider action of the House on House Bill No. 436, To abolish the charter of LaFollette.

The motion failed.

BY CONSENT.

By consent of the House, the following bills were introduced:

By Mr. Mitchell, House Bill No. 813, To regulate road working in Tipton County.

Passed first reading.

By Mr. Burkhalter, House Bill No. 814, To regulate issuance of merchant's license.

Passed first reading.

By Mr. Burkhalter, House Bill No. 815, To provide for transportation of Confederate veterans to Jamestown Exposition.

Passed first reading.

By Mr. Burkhalter, House Bill No. 816, To make Thanksgiving Day a holiday.

Passed first reading.

By Mr. Lockert, House Bill No. 817, To authorize Cheatham County to issue bonds for roads.

Passed first reading.

By Mr. Travis, House Bill No. 818, To create school district in Coffee County.

Passed first reading.

By Mr. Neal, House Bill No. 819, To create State Geological Commission.

Passed first reading.

By Mr. Worley, House Bill No. 820, To create school district in Sullivan County.

Passed first reading.

Thereupon the House adjourned until 10 o'clock to-morrow.

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WEDNESDAY, MARCH 27, 1907.

FIFTY-SIXTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. J. W. Waters, of Jackson.

On a call of the roll, 93 members were found to be present.

Members absent: Messrs. Edwards, Kinsland, Largent, Rambo, Stainback and Thrasher.

On motion, the reading of the Journal of Tuesday's proceedings was dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Mines have considered the following bill and recommend its passage—No. 693.

J. R. NEAL, *Chairman.*



MR. SPEAKER: Your Committee on New Counties and County Lines have considered the following bills and recommend their passage, House Bills Nos. 443, 471 and 475.

POSTON, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads have carefully considered House Bills Nos. 678, 744, 745, 713 and 661, and recommend same for passage.

Also House Bill No. 625, and recommend committee substitute for passage.

MEADOWS, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Messrs. Schubert, Galloway and Lipscomb, House Joint Resolution No. 51, Relative to conveying remains of Captain Meriwether Lewis to State of Oregon.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. McElroy, House Resolution No. 61, To direct Speaker of House to appoint assistant doorkeeper of House.

On motion, the rules were suspended for consideration of the resolution.

Mr. Gordon moved to table.

The motion to table prevailed.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Agriculture reports for passage House Bills Nos. 621, 654, 702, 718, 720, 732 and 733, and Senate Bill No. 208 for the table.

BRADLEY, *Chairman*.

MR. SPEAKER: Your Committee on Elections recommends for passage House Bill No. 761.

T. C. GORDON, *Chairman*.

#### SPECIAL REPORT.

The following report was received from the committee to investigate the Hickey *vs.* Brooks contest:

MR. SPEAKER: The House Committee on Elections, to whom was referred the contested election case of Hickey *vs.* Brooks, report that a majority of the committee are of the opinion that under the law and the facts in the case, as disclosed in the various records taken, John Brooks, contestee, should be seated as the

Representative of Cocke County, in the Fifty-fifth General Assembly.  
T. C. GORDON, *Chairman*.

Mr. MacFarland moved that the report of the committee be adopted.

Mr. Dixon moved that the rules be suspended and that Mr. Hickey be allowed to appear on the floor of the House and explain his contest.

The motion failed.

Mr. Benham moved that the House go into committee of the whole for the purpose of considering the Brooks *vs.* Hickey contest.

The motion prevailed by the following vote:

Ayes.....	67
Noes.....	8

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Campbell, Candler, Carden, Cooper of White, Corn, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Garnett, Gill, Gordon, Groner, Hardin, Harris, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Knowles, Lane, Matthews, McElroy, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Scott, Sneed, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

Representatives voting no were: Messrs. Chestnut, Cottrell, Galloway, Hall, Hartley, Lipscomb, Miller of Tipton and Tallant—8.

Thereupon the Speaker called Mr. Gordon to the chair and the House resolved itself into a Committee of the Whole.

At 11:15 A. M., on motion of Mr. Dixon, the committee of the whole rose, and the House was called to order by Mr. Speaker Cunningham.

Thereupon the motion to adopt the report of the committee prevailed by the following vote:

Ayes.....	64
Noes.....	18

Representatives voting aye were: Messrs. Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Gar-

nett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jestes, Johnson, Knowles, Lane, Lipscomb, Lockert, May, MacFarland Miller of Tipton, Miller of Monroe, Montgomery, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Shea, Tallant, Thrasher, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wilkerson, York and Mr. Speaker Cunningham—64.

Representatives voting no were: Messrs. Armitage, Carden, Corn, Dickens, Dixon, Hudson, Jackson, Marr, McElroy, Meadows, Mitchell, Morris, Neeley, Richmond, Scott, Sneed, Tatum and Worley—18.

#### EXPLANATION.

MR. SPEAKER: I vote aye to accept the report of the committee, they having made a thorough investigation and being familiar with all the evidence; I think they are competent to make a fair and honest report.

D. A. BURKHALTER.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bill No. 561, To amend Act authorizing Franklin County to issue bonds, passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 268, To authorize certain counties to make contracts with banks to pay interest on county funds; Senate Bill No. 423, To create school district in Gibson County; Senate Bill No. 455, To legalize subsidies of Knox County to charitable institutions; Senate Bill No. 508, To amend Act to redistrict Davidson County; all passed by the Senate.

Also to transmit Senate Joint Resolution No. 30, Relative to purchase by State of portrait of General B. F. Cheatham; adopted for concurrence.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 334, To require Davidson County to pay indebtedness of Thirteenth School District of Davidson County; Senate Bill No. 379, To amend charter of Middleton; Senate Bill No. 411, To repeal Act of 1905 to allow Maury County to issue bonds; Senate Bill No. 564, To prescribe manner of turnpikes obtaining right of way in certain counties; all passed by the Senate.

THOMAS, *Clerk.*

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 393, 567, 546, 591, 596, 543, 600, 743, 616, 436, 637, 641, 646, 524, 500, 494, 499, 734, 410, 411, 495, 599, 551, 515, 583, 484, 593, 644, 565, 131, 589, 571, 635, 516, 424, 489, 584, 663 and 266, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to report House Joint Resolutions Nos. 26, 36, 45, 47, 48, 49, and House Bills Nos. 121, 178, 262, 269, 271, 277, 298, 334, 338, 340, 357, 358, 372, 383, 387, 388, 548, 549, all of which he has approved.

Respectfully,

W. D. SCRUGGS,  
*Secretary to the Governor.*

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 561, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Bill No. 561.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 561, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2 P. M. to-day.

AFTERNOON SESSION.

The House met at 2 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, a call of the roll was dispensed with.

House Bill No. 745, To amend Act authorizing Robertson County to issue bonds.

Passed third reading.

A motion to reconsider was tabled.

Mr. Hassell moved to refer House Bill No. 621 to Judiciary Committee.

The motion prevailed.

House Bill No. 329, To protect land owners who have land in common inclosure, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 13, To regulate payment of costs and fines in criminal cases, amended by the adoption of a substitute and passed by the Senate.

THOMAS, *Clerk.*

BY CONSENT.

By consent of the House, the following bills were introduced:

By Mr. Dixon, House Bill No. 821, To amend charter of Brownsville.

Passed first reading.

By Mr. Dixon, House Bill No. 822, To authorize Brownsville to levy certain property.

Passed first reading.

By Mr. Cunningham, House Bill No. 823, To amend the Montgomery County road law.

Passed first reading.

By Mr. York, House Bill No. 824, To allow Jellico to issue bonds.

Passed first reading.

By Mr. York, House Bill No. 825, To authorize Scott County to issue bonds.

Passed first reading.

By Mr. York, House Bill No. 826, To authorize Scott County to issue bonds for bridges.

Passed first reading.

By Davidson County Delegation, House Bill No. 827, To regulate and prohibit location of public parks in certain counties.

Passed first reading.

By Mr. Meadows, House Bill No. 828, To amend Act regulating the apportionment of school fund.

Passed first reading.

By Messrs. Hassell and Boucher, House Bill No. 829, To allow Gibson County to issue bonds.

Passed first reading.

By Mr. Poston, House Bill No. 830, To create school district in Overton County.

Passed first reading.

By Mr. Dickens, House Bill No. 831, To create school district out of part of Cannon and Rutherford Counties.

Passed first reading.

By Mr. Gordon, House Bill No. 832, To regulate sale of intoxicating liquors.

Passed first reading.

BY CONSENT.

MR. SPEAKER: Your Committee on Education, to whom was referred House Bills Nos. 688, 696, 742, 764 and 779, recommended same for passage. Also House Bills Nos. 730 and 739, with committee amendments.

PEAY, *Chairman*.

SENATE BILLS ON FIRST READING.

Senate Bill No. 283, To create office of County Attorney of Lawrence County.

Passed first reading.

Senate Bill No. 508, To amend Act redistricting Davidson County.

Passed first reading.

HOUSE BILLS ON THIRD READING.

Mr. Dunavant moved to make House Bill No. 76 special order for 11:30 A. M., March 29.

The motion prevailed.

House Bill No. 532, To create Board of Education for Davidson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 607, To amend Act incorporating Newport.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 471, To amend Act changing line between Bradley and James Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 475, To create civil district in Claiborne County.

Passed third reading.

A motion to reconsider was tabled.

BY CONSENT.

MR. SPEAKER: Your Committee on Judiciary return House Bill No. 685, recommended for passage.

DIXON, *Chairman.*

House Bill No. 685, To change time of holding court in Fourteenth Judicial Circuit.

Passed third reading.

A motion to reconsider was tabled.

Mr. Neal moved that the House resolve itself into a committee of the whole for the consideration of House Bill No. 704 (general appropriation bill).

The motion prevailed, and Mr. Dixon was called to the chair.

At 4 o'clock P. M. the committee rose.

The House was called to order by Mr. Speaker Cunningham.

The following report was submitted by the Chairman of the committee of the whole:

MR. SPEAKER: I am directed by the committee of the whole, having under consideration House Bill No. 704, the general appropriation bill, to report that we have considered same and ask for further time.

DIXON, *Chairman.*

By Messrs. Neal *et als*, House Resolution No. 62, To authorize the Sergeant-at-Arms to take an appeal to the Supreme Court in the habeas corpus decision.

On motion, the rules were suspended for consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

BY CONSENT.

By consent of the House, the following report was received:

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 775, 737, 679, 738, 751, 746, 749, 99, 771, 750, 648, 787 and 756.

CARDEN, *Chairman.*

Mr. Poston moved to make House Bill No. 418 special order at 10:45 A. M., March 28.

The motion prevailed.

On motion, House Bill No. 421 was made special order for 11 A. M., March 28.

House Bill No. 432, To prescribe liability of railroads to employes.

Mr. Horton moved to refer to Committee on Judiciary.

Mr. Meadows moved to table the motion to refer.

The motion to table prevailed.

Mr. Worley moved to table the bill.

The motion to table prevailed by the following vote:

Ayes ..... 48

Noes ..... 25

Representatives voting aye were: Messrs. Armitage, Boucher, Brooks, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Dyer, Edens, Garrison, Gill, Hartley, Hassell, Householder, Howell, Jackson, Kenney, Knowles, Lane, May, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neeley, Richmond, Rowan, Royston, Sampson, Schubert, Smith, Tallant, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Worley and York—48.

Representatives voting no were: Messrs. Askew, Benham, Bradley, Carden, Cummings, Dunavant, Drummond, Fielder, Galloway, Harris, Holman, Horton, Jackson, Johnson, Lipscomb, Matthews, McElroy, Miller of Tipton, Peay, Puryear, Scott, Shea, Sneed, Webb and Mr. Speaker Cunningham—25.

#### BY CONSENT.

By consent of the House, the following report was received:

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered House Bill No. 705, and recommend its passage.

S. H. COOPER, *Chairman*.

House Bill No. 713, To prescribe how right of way may be granted certain companies.

On motion, Senate Bill No. 564, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent of the House the following bills passed second reading.

House Bill No. 806, To prescribe danger to plant beds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 819, To create State Geological Commission.

Passed second reading and referred to Committee on Mines.



HOUSE BILLS ON FIRST READING.

By consent of the House, the following bills were introduced:

By Mr. Wiggs, House Bill No 833, To amend charter of McEwen.

Passed first reading.

By Mr. Schubert *et als*, House Bill No. 834, To provide appropriation for monument to Meriwether Lewis.

Passed first reading.

By Mr. Horton, House Bill No. 835, To enable certain counties to improve highways.

Passed first reading.

By Mr. Miller of Tipton, House Bill No. 836, To amend Act authorizing Corrington to maintain public schools.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 837, To authorize Maury County to establish office of county chemist.

Passed first reading.

By Messrs. Galloway and Lipscomb, House Bill No. 838, to prevent telephone companies using roads where charter has been forfeited.

Passed first reading.

By Mr. Carden, House Bill No. 839, To authorize several counties to establish experiment stations.

Passed first reading.

By Mr. Carden, House Bill No. 840, To authorize several counties to elect county chemists.

Passed first reading.

By Mr. White, House Bill No. 841, To declare Sycamore Creek navigable.

Passed first reading.

By Messrs. Hassell and Boucher, House Bill No. 842, To regulate pool tables in certain counties.

Passed first reading.

By Mr. McElroy, House Bill No. 843, To allow County Courts to establish school districts.

Passed first reading.

By Mr. Howell, House Bill No. 844, To enact road law for Stewart County.

Passed first reading.

By Mr. Gill, House Bill No. 845, To fix management of public roads in Shelby County.

Passed first reading.

By Mr. Worley, House Bill No. 846, To amend Act creating jury commission for certain counties.

Passed first reading.

By Mr. Schubert, House Bill No. 847, To create school district in Lawrence County.

Passed first reading.

By Messrs. Hall and Shea, House Bill No. 848, To repeal charter of Park City.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 337, To amend turnpike commissions of White County; House Bill No. 260, To amend charter of Union City; House Bill No. 274, To change line between Davidson and Wilson Counties; House Bill No. 278, To change line between civil districts in Bedford County; House Bill No. 279, To change line between civil districts in Bedford County; House Bill No. 462, To authorize Huntingdon to issue bonds; House Bill No. 368, To facilitate working convicts in Shelby County; House Bill No. 441, To amend charter of Athens; House Bill No. 454, To amend charter of Harriman; House Bill No. 473, To authorize McNairy County to issue road bonds; House Bill No. 501, To amend charter of Camden; House Bill No. 534, To amend charter of Cumberland Gap; House Bill No. 617, To hold elections in Warren County to vote on bonds issued for roads; all passed by the Senate.

Also to return House Bill No. 409, To make it unlawful for persons purchasing personal property to give other than his true name; rejected by the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 10 o'clock to-morrow morning.

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THURSDAY, MARCH 28, 1907.

FIFTY-SEVENTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll 95 members were found to be present.

Members absent: Edwards, Rambo, Stainback, Thrasher, who were excused.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Elections recommend for passage House Bills Nos. 445 and 446.

GORDON, *Chairman.*

MR. SPEAKER: Your Committee on Education recommends House Bills Nos. 240 and 729 for passage.

PEAY, *Chairman.*

MR. SPEAKER: Your Committee on Judiciary returns the following bills with the following recommendations: Senate Bill No. 193 for rejection; Senate Bill No. 144 for passage; House Bill No. 90 without recommendation; House Bill No. 195 for passage; 258 for rejection; 276 without recommendation; 302 for the table; 362 without recommendation; 363 for the table; 364 for passage with committee amendment; 423 for passage; 438 for passage with committee amendment; 455 for passage; 465 and 467 without recommendation; 482 for passage; 488 for passage; 519 without recommendation; 559 for rejection; 586 to be referred to Committee on Finance, Ways and Means; 588 for passage; 597, 631, 656, 660 and 680 to Committee on Finance, Ways and Means; 687 referred to Committee on Banks; 698, 703, 715, 717, 719, 755, 776, 777 and 806 for passage.

DIXON, *Chairman.*

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Burkhalter, House Joint Resolution No. 52, To express regret at inability of Hon. W. J. Bryan to address Legislature.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

INTRODUCTION OF BILLS.

By Mr. Benham, House Bill No. 849, To strengthen and maintain credit of all cities, counties and towns of Tennessee.

Passed first reading.

By Mr. Gordon, House Bill No. 850, To amend charter of Trimble.

Passed first reading.

By Mr. Hardin, House Bill No. 851, To provide for establishment of work houses in certain counties.

Passed first reading.

By Mr. Hardin, House Bill No. 852, To create office of Hardin County Judge.

Passed first reading.

By Mr. Howell, House Bill No. 853, To amend Act regulating practice of medicine.

Passed first reading.

By Messrs. Marr and Matthews (by request), House Bill No. 854, To encourage athletic exhibitions.

Passed first reading.

By Mr. Muse, House Bill No. 855, To change line between Bedford and Moore Counties.

Passed first reading.

By Mr. Murray, House Bill No. 856, To enact road law for Carroll County.

Passed first reading.

By Messrs. Neal and Holman, House Bill No. 857, To require corporations to file certain information with the Secretary of State.

Passed first reading.

By Mr. Perry, House Bill No. 858, To govern money arising under game and fish law.

Passed first reading.

By Mr. Thompson, House Bill No. 859, To amend charter of Shelbyville.

Passed first reading.

By Mr. Webb, House Bill No. 860, To authorize County Courts to condemn land for public purposes.

Passed first reading.

By Mr. Webb, House Bill No. 861, To amend Act regulating the practice of medicine and surgery.

Passed first reading.

By Mr. White, House Bill No. 862, To prohibit tipping at hotels.

Passed first reading.

By Mr. York, House Bill No. 863, To secure fair elections and purity of ballot.

Passed first reading.

By Mr. Howland, House Bill No. 864, To create board of jury commissioners for Marshall County.

Passed first reading.

By Messrs. Mitchell and Miller of Tipton, House Bill No. 865, To amend school laws.

Passed first reading.

By Mr. Bradley (by request), House Bill No. 866, To amend charter of Springfield.

Passed first reading.

By Mr. Askew, House Bill No. 867, To provide for improvement of public highways in certain counties.

Passed first reading.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Municipal Affairs recommends for passage House Bill No. 610.

CARDEN, *Chairman.*

Mr. MacFarland moved to make House Bill No. 328 special order for 10:30 A. M., March 29.

The motion prevailed.

Mr. Meadows moved to make House Bill No. 720 special order at 2:30 P. M., March 29.

The motion prevailed.

House Bill No. 775, To incorporate Lynchburg.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 806, To prevent damage to tobacco beds and crops.

The bill passed third reading by the following vote:

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Bradley, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cummings, Dixon, Donaldson, Drummond, Dunavant, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Mat-

thews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neeley, Peay, Perry, Poston, Puryear, Rowan, Royston, Schubert, Scott, Shea, Sneed, Talant, Tatum, Thompson, Travis, Waddell, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 316, To allow Lawrenceburg to issue bonds; Senate Bill No. 332, To allow Memphis to convey to Shelby County certain property; Senate Bill No. 336, To amend charter of Humboldt; Senate Bill No. 366, To create Board of Education for Davidson County; Senate Bill No. 378, To create school district for Toone, Harde-man County; Senate Bill No. 408, To amend Act of 1905, To regulate construction of turnpikes; Senate Bill No. 470, To amend Act to allow Bristol to issue bonds; Senate Bill No. 490, To allow Madison County to issue road bonds; Senate Bill No. 507, To amend charter of Nashville as to City Judge; Senate Bill No. 512, To amend assessment act of 1903; Senate Bill No. 562, To amend Act to create Criminal Court of Maury County; Senate Bill No. 230, To appropriate \$10,000 to State Fair; Senate Bill No. 259, To amend general law to create County Board of Education; Senate Bill No. 273, To declare Holston River navigable in Sullivan County; Senate Bill No. 294, To allow Nashville to increase its budget for 1907; Senate Bill No. 586, To amend charter of Lookout Mountain; all passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 508, 699, 711, 514, 607, 606, 517, 745, 662, 682, 666, 655, 530, 99 and 563, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bill No. 257, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to report here-with House Bill No. 561, which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

SIGNED.

The Speaker announced that he had signed House Bill No. 257.

SPECIAL ORDER.

The hour fixed for the consideration of House Bill No. 418, To create the office of Assistant Attorney General in certain counties, having arrived, the bill was taken up and read by the Clerk.

Thereupon the bill passed third reading by the following vote:

Ayes .....	59
Noes .....	12

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Brooks, Campbell, Candler, Carden, Cooper of White, Cottrell, Dickens, Donaldson, Dunavant, Edens, Fielder, Garrison, Garnett, Hardin, Hartley, Holman, Householder, Howell, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Neal, Peay, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Sneed, Tallant, Thompson, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—59.

Representatives voting on were: Messrs. Corn, Dyer, Galloway, Hassell, Howland, Morris, Muse, Neeley, Perry, Puryear, Scott and Travis—12.

A motion to reconsider was tabled.

House Bill No. 542, To make certain institutions of learning part of the National Guard.

Passed third reading by the following vote:

Ayes .....	71
Noes .....	4

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Dickens, Dixon, Donaldson, Dunavant, Dyer, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Sneed, Tallant, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—71.

Representatives voting no were: Messrs. Drummond, Householder, Miller of Monroe and Webb—4.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 109, 248, 253, 270, 271 and 450, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 421, To protect employers of labor and labor agents, having arrived, the bill was taken up, accompanied by committee substitute.

On motion, the substitute bill was adopted.

Mr. Murray moved to amend by providing that if a fraud is practiced in procuring the services of any person or any misrepresentation is made in regard to the character of the work, he shall not be eligible.

The amendment was adopted.

Mr. Meadows moved to refer to Committee on Labor.

Mr. Worley moved to table motion to refer.

The motion to table failed.

Thereupon the motion to refer prevailed.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 109, 248, 253, 270, 271 and 450.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Banks have examined Senate Bill No. 303, with amendment, and recommend same for passage.

Also House Bill No. 390, and recommend same for the table.

Also House Bill No. 318, with substitute, and recommend substitute for passage.

HOWLAND, *Chairman.*

MR. SPEAKER: Your Committee on Liquor Traffic beg leave to report as follows: House Bill No. 618 is recommended for passage; House Bill No. 560 is recommended for rejection.

ALBERT BENHAM, *Chairman.*



Mr. Boucher moved that the House adjourn at 12:30 to meet at 2 P. M.

The motion prevailed.

House Bill No. 324, To amend Act regulating practice of dentistry, accompanied by committee substitute.

The substitute bill was adopted.

Mr. Perry moved to amend Section 8 by adding a new clause.

The amendment was adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	77
Noes .....	3

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Miller of Monroe, Mitchell, Montgomery, Morris, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Sneed, Tallant, Tatum, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley and Mr. Speaker Cunningham—77.

Representatives voting no were: Messrs. Baldridge, McElroy and Murray—3.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent, Mr. Cooper of Shelby called up House Bill No. 586, To reorganize Criminal Court of Shelby County.

On motion, the bill was referred to the Committee on Finance, Ways and Means.

House Bill No. 597, To create office of Assistant Attorney General for Shelby County.

Referred to Committee on Finance, Ways and Means.

#### SPECIAL ORDER.

House Bill No. 233, To regulate the manner of electing public officers.

Mr. MacFarland moved to postpone further consideration of the bill until 10:30 A. M., March 29.

The motion prevailed.

House Bill No. 199, To compel satisfaction of deeds of trust and mortgages of record, etc.

Mr. Holman moved to amend by inserting after the word trust the words "or holder of other record lien."

The amendment was adopted.

Mr. Waddell called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	71
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Fielder, Gallo way, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, McElroy, Miller of Tipton, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Sneed, Tatum, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—71.

#### BY CONSENT.

By consent, Mr. MacFarland introduced House Bill No. 868, To create school district in Wilson County.

Passed first reading.

Mr. Schubert called up House Bill No. 505, To regulate practice of dentistry.

On motion, the bill was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 13, To regulate payment of costs in criminal cases.

On motion, the House concurred in the Senate amendment.

Mr. Shea moved to postpone action on House Bill No. 409 until 2:30 P. M. to-day.

The motion prevailed.

Thereupon the House adjourned until 2 o'clock this afternoon.

#### AFTERNOON SESSION.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, a call of the roll was dispensed with.

#### BY CONSENT.

By consent, Mr. Peay introduced House Bill No. 869, To amend Act relative to mechanics' lien law.

Passed first reading.

Mr. Dixon moved to make House Bill No. 739 special order for 11 A. M., April 2.

The motion prevailed.

Mr. Garnett moved to make House Bill No. 519 special order for 11 A. M., March 29.

The motion prevailed.

Mr. Horton called up House Bill No. 38, and moved to make special order at 10:20 A. M., March 29.

The motion prevailed.

Mr. Neal moved to make House Bill No. 693 special order for 12 o'clock noon, March 29.

The motion prevailed.

#### HOUSE BILLS ON FIRST READING.

By Mr. Cunningham, House Bill No. 870, To preserve public peace.

Passed first reading.

By Mr. May, House Bill No. 871, To authorize corporations to manufacture products which they need.

Passed first reading.

By Mr. Holman, House Bill No. 872, To prohibit pollution of streams with sawdust.

Passed first reading.

Mr. Fielder moved to make House Bill No. 356 special order for 2:30 P. M., March 29.

The motion prevailed.

By consent, House Bill No. 461, To authorize Jonesboro to issue bonds for waterworks, was taken up.

Passed third reading by the following vote:

Ayes .....	66
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Campbell, Candler, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Dunavant, Dyer, Edens, Fielder, Garrison, Garnett, Gordon, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Peay, Perry, Rowan, Schubert, Sneed, Tallant, Thrasher, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 788, To define lawful fence in Bledsoe County. Passed second reading and referred to Committee on Agriculture.

House Bill No. 789, To create school district in Dyer County. Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 790, To provide for purchase of Bishop Byrne's residence.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 791, To change line between civil districts in Greene County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 792, To amend Act incorporating Oliver Springs.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 793, To amend charter of Harriman.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 794, To create school district in Dickson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 795, To require penitentiary-made goods to be so marked.

Passed second reading and referred to Committee on Penitentiary.

House Bill No. 796, To provide for removal of roads in Giles County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 797, To amend Act regulating practice of medicine.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 798, To authorize Coffee County to issue bonds for roads.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 799, To create Board of Public Road Commissioners for Knox County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 800, For benefit of Roger Williams University.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 801, To amend public road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 802, To authorize County Courts to make certain appropriations.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 803, To authorize counties to appropriate money for indebtedness.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 804, To encourage insurance in State.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 805, To authorize Memphis to issue bonds for indebtedness.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 807, To provide endowment fund for University of Tennessee.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 808, To authorize counties to contract with University of Tennessee.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 809, To prevent erection of fence and telephone poles along highways.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 810, To amend Act allowing turnpikes to comply with terms of charter.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 811, To amend Act incorporating Sparta.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 812, To create school district in Marion County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 813, To regulate road working in Tipton County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 814, To regulate issuance of merchants' license.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 815, To provide transportation for Confederate Veterans to Jamestown.

Passed second reading and referred to Committee on Pensions.

House Bill No. 816, To make Thanksgiving Day a legal holiday.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 817, To authorize Cheatham County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 818, To create school district in Coffee County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 820, To create school district in Sullivan County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 821, To amend charter of Brownsville.

Passed second reading; no reference.

House Bill No. 822, To authorize Brownsville to buy certain property.

Passed second reading; no reference.

House Bill No. 823, To amend Montgomery County bond law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 824, To allow Jellico to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 825, To authorize Scott County to issue bonds.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 826, To authorize Scott County to issue bonds for bridges.

Passed second reading; no reference.

House Bill No. 827, To regulate and prohibit location of public parks.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 828, To amend Act regulating apportionment of school fund.

Passed second reading and referred to Committee on Constitutional Amendments.

House Bill No. 829, To allow Gibson County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 830, To create school district in Overton County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 831, To create school district out of part of Rutherford and Cannon Counties.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 832, To prevent sale of liquors in certain hotels.

Passed second reading and referred to Committee on Liquor Traffic.

House Bill No. 833, To incorporate McEwen.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 834, To provide appropriation for monument of Meriwether Lewis.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 835, To allow certain counties to improve highways.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 836, To amend Act authorizing Covington to maintain schools.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 837, To authorize Maury County to establish office of County Chemist.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 838, To prevent telephone companies using roads where charter has expired.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 839, To authorize certain counties to establish experiment stations.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 840, To authorize certain counties to elect County Chemist.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 841, To declare Sycamore Creek navigable.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 842, To regulate pool tables in certain counties.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 843, To allow County Courts to establish school districts.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 844, To enact road law for Stewart County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 845, To fix management of public roads in Shelby County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 846, To amend Act creating Jury Commission for certain counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 847, To create school district in Lawrence County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 848, To repeal charter of Park City.

Passed second reading and referred to Committee on Municipal Affairs.



SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 426, To create school district in Fentress County; House Bill No. 496, To repeal charter of Geneva Academy; both passed by the Senate.

Also to return House Bill No. 136, To establish normal school for teachers in West Tennessee, rejected by the Senate.

THOMAS, *Clerk.*

SENATE BILLS ON FIRST READING.

Senate Bill No. 295, To provide for use of fines collected for cruelty to animals.

Passed first reading.

Senate Bill No. 294, To allow Nashville to increase budget \$100,000.

Passed first reading.

Senate Bill No. 334, To require Davidson County to pay expense of Thirteenth School District.

Passed first reading.

Senate Bill No. 366, To create Board of Education for Davidson County.

Passed first reading.

Senate Bill No. 268, To authorize County Court of Davidson County to adopt rules to contract with banks.

Passed first reading.

Senate Bill No. 230, To appropriate money to State Fair.

Passed first reading.

Senate Bill No. 501, To amend Chapter 83, Acts of 1901.

Passed first reading.

Senate Bill No. 423, To create school district in Gibson County.

Passed first reading.

Senate Bill No. 455, To legalize Knox County Court subsidies to charitable institutions.

Passed first reading.

Senate Bill No. 273, To declare Houston River navigable.

Passed first reading.

Senate Bill No. 259, To amend general school law.

Passed first reading.

Senate Bill No. 507, To amend charter of Nashville relative to City Judge.

Passed first reading.

Senate Bill No. 512, To amend Chapter 258, Acts of 1903.

Passed first reading.

Senate Bill No. 490, To authorize Madison County to issue bonds.

Passed first reading.

Senate Bill No. 470, To amend Act allowing Bristol to issue bonds.

Passed first reading.

Senate Bill No. 408, To amend Act regulating Commissioners of Turnpikes.

Passed first reading.

Senate Bill No. 378, To amend Act creating school district in Henderson County.

Passed first reading.

Senate Bill No. 336, To amend charter of Humboldt.

Passed first reading.

Senate Bill No. 332, To allow Memphis to convey certain alleys to Shelby County.

Passed first reading.

Senate Bill No. 316, To allow Lawrenceburg to issue bonds.

Passed first reading.

Senate Bill No. 379, To amend Act allowing Middleton to levy and collect taxes.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 283, To create office for Lawrence County Attorney.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 508, To amend Act redistricting Davidson County

Passed second reading and referred to Committee on Municipal Affairs.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 535, 398, 31, 175, 368, 278, 274, 441, 279, 260 and 462, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

Mr. Johnson moved to refer House Bill No. 315 to Committee on Labor.

The motion prevailed.

House Bill No. 504, To refund A. J. Harris certain money.

Passed third reading by the following vote:

Ayes.....	53
Noes.....	14

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Dyer, Edens, Fielder, Galloway, Garrison, Gill, Groner, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Lane, Lipscomb, Lockert, McElroy, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Peay, Poston, Rowan, Schubert, Scott, Shea, Talant, Tatum, Thomas, Thompson, Travis, Waddell, Webb, Wiggs, Wilkerson, Worley—53.

Representatives voting no were: Messrs. Cooper of White, Cummings, Donaldson, Dunavant, Everett, Hall, Horton, Meadows, Miller of Monroe, Perry, Richmond, Sneed, White and Mr. Speaker Cunningham—14.

A motion to reconsider was tabled.

Senate Bill No. 411, To repeal Act authorizing Maury County to issue bonds.

Passed first reading.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 398, 462, 535, 260, 279, 441, 274, 278, 368, 175 and 31.

Mr. Burkhalter moved that the House resolve itself in a committee of the whole for the purpose of considering House Bill No. 704, the general appropriation bill.

The motion prevailed.

At 4:40 P. M. the committee rose, and Mr. Speaker Cunningham called the House to order and Mr. Chairman Dixon, of the Committee of the Whole, submitted the following report:

MR. SPEAKER: Your Committee of the Whole, having under consideration House Bill No. 704, report that they have made progress and ask for further time.

DIXON, *Chairman*.

House Bill No. 669, To authorize taking property for educational purposes.

Passed third reading.

A motion to reconsider was tabled.

#### SPECIAL REPORT.

The committee appointed under House Joint Resolution No. 34 to investigate railroad rates, submitted a report of their labors.

Mr. Muse, of the committee, submitted a minority report.

Mr. Shea moved to refer both reports, with all amendments offered, to the House Railroad Committee.

Mr. Puryear moved to table the motion to refer reports to committee.

The motion to table failed.

Thereupon the motion to refer to the Railroad Committee prevailed.

Mr. Horton moved that 200 copies of the railroad report be printed for the benefit of members of the House.

The motion prevailed.

House Bill No. 776, To regulate office of County Judge of Bledsoe County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 648, To amend charter of Grand Junction.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 537, To amend Act incorporating Charlotte.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 658, To authorize Trustees of Charlotte Academy to transfer property.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 710, To change line between Putnam and White Counties.

Passed third reading.

A motion to reconsider was tabled.

#### BY CONSENT.

By consent, the following bills were introduced:

By Mr. Holman, House Bill No. 873, To relieve John L. Buchanan.

Passed first reading.

By Mr. Thomas, House Bill No. 874, To protect live stock in Decatur County.

Passed first reading.

By Mr. Thomas, House Bill No. 875, To amend charter of Big Sandy.

Passed first reading.

By Mr. Tatum, House Bill No. 876, To protect owners of stallions, bulls, jacks, etc.

Passed first reading.

By Mr. McElroy, House Bill No. 877, To create school district in Henry County.

Passed first reading.

By Mr. McElroy, House Bill No. 878, To create school district in Henry County.

Passed first reading.

By Mr. McElroy, House Bill No. 879, To create school district in Henry County.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 880, To amend Act incorporating Binghamton.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 881, To amend Act allowing Binghamton to issue bonds.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 882, To amend Act incorporating Binghamton.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 883, To amend Act incorporating Binghamton.

Passed first reading.

By Messrs. Galloway and Lipscomb (by request), House Bill, No. 884, To give lien on certain property for landlord's lien.

Passed first reading.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 631, To create Board of Jury Commissioners for Bedford County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 755, To create Jury Commission for Hardin County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 715, To amend Act creating Criminal Court for Maury County.

Senate Bill No. 562, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 730, To restore Palmetto school district, accompanied by committee amendment.

The amendment was adopted.

Bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 412, To provide for meeting of Board of Commissioners for Insane and Poor in Memphis.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 413, To provide for meeting of County Board of Health.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 738, To amend charter of Knoxville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 651, To amend Act incorporating Sparta.

On motion, the bill was tabled.

House Bill No. 457, To provide for and enforce school attendance in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 688, To amend Act allowing Oliver Springs to form school district.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 779, To create school districts in Dyer County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 696, To create school district in Summer County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 742, To create school district in Hardin County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 661, To authorize turnpike companies to establish additional turnpikes.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 380, To fix compensation of Justices of the Peace in Shelby County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 303, To authorize County Courts to contract with banks for county funds, accompanied by committee amendment.

The amendment was adopted.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 610, To incorporate Lonsdale.

On motion of Mr. Shea, the bill was tabled.

By consent, Mr. Cooper of Shelby introduced House Bill No. 885, To reorganize Circuit Court of Shelby County.

Passed first reading.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 177, To regulate disbursement of life insurance companies; Senate Bill No. 178, To regulate and limit salaries of officers of life insurance companies; Senate Bill No. 179, To define and limit provisions of life insurance contracts; Senate Bill No. 180, To define status of persons soliciting insurance; Senate Bill No. 493, To amend charter of Chattanooga; Senate Bill No. 548, To amend charter of Nashville as to Board of Public Works; all passed by the Senate.

Also House Bill No. 745, To amend road law of Robertson County, substituted for Senate Bill on same subject, and passed by the Senate.

THOMAS, *Clerk.*

Mr. Meadows moved to refer House Bill No. 423 to the Committee on Labor.

The motion prevailed.

Thereupon the House adjourned until 10 o'clock to-morrow.

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FRIDAY, MARCH 29, 1907.

FIFTY-EIGHTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. W. T. Pickens, of Lexington.

On a call of the roll, 95 members were found to be present.

Members absent: Messrs. Edwards, Rambo, Thrasher and Wiggs, all of whom were excused.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

SENATE MESSAGES.

MR. SPEAKER: I am directed to ask from the House the return of House Bill No. 149.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bills Nos. 31, 175, 257, 274, 278, 368, 441, 279, 260, 535, 462 and 398, signed by the Speaker of the Senate.

Also to transmit Senate Bill No. 564, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bill No. 564.

PETITIONS AND MEMORIALS.

By Mr. Neal, Petition from miners against mining laws.  
Referred to Committee on Mines.

Mr. Peay moved that when the House adjourn, it adjourn at 12:30, to meet at 2 P. M. Monday.

The motion failed.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 529, 674, 585, 461, 532, 329, 697, 669, 673, 806, 685, 581, 429, 471, 418, 542 and 199, and House Joint Resolution No. 51, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 534, 473, 337, 426, 496, 501, 492, 570 and 587, and House Resolutions Nos. 60 and 61, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 30, To purchase portrait of Gen. B. F. Cheatham.

On motion, the House concurred in the resolution.

PERSONAL PRIVILEGE.

Mr. Cottrell rose to question of personal privilege in regard to the laying on the table of House Bill No. 610, the incorporation of Lonsdale, in the absence of the Knox County delegation.



SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 159, To make paling fence of three wires a lawful fence, having arrived, the bill, accompanied by committee amendment, was taken up and read by the Clerk.

On motion, the amendment was adopted.

The bill, as amended, passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Campbell, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dyer, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jestes, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Scott, Tallant, Thomas, Thompson, Travis, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 38, To provide for traveling expenses for judges, chancellors and attorneys-general, having arrived, the bill, accompanied by committee amendment, was taken up and read by the Clerk.

The committee amendment was adopted.

Mr. Chestnut moved to amend by striking out Attorney-General and Assistant Attorney-General wherever they occur in the bill.

• Mr. Holman moved to table the amendment.

The motion to table the amendment failed by the following vote:

Ayes.....	35
Noes.....	52

Representatives voting aye were: Messrs. Bradley, Brooks, Candler, Carden, Cooper of Shelby, Corn, Cottrell, Cummings, Donaldson, Drummond, Dunavant, Edens, Garrison, Gordon, Gro-

ner, Hall, Harris, Hartley, Holman, Horton, Householder, Jestes, Kinsland, Lane, Miller of Monroe, Neal, Poston, Puryear, Stainback, Tallant, Waddell, Walker, Webb, White and York—35.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Boucher, Burkhalter, Campbell, Chestnut, Cooper of White, Dickens, Dixon, Dyer, Everett, Fielder, Galloway, Garnett, Gill, Hardin, Hassell, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Knowles, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Muse, Neeley, Peay, Perry, Richmond, Rowan, Royston, Sampson, Scott, Sneed, Tatum, Thomas, Thompson, Travis, Wilkerson and Worley—52.

Mr. Corn moved to table the bill and amendments.

The motion to table prevailed by the following vote:

Ayes.....	46
Noes.....	36

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Burkhalter, Campbell, Cooper of White, Corn, Dickens, Drummond, Dyer, Everett, Garnett, Gordon, Groner, Hardin, Howell, Hassell, Howland, Hudson, Jackson, Kenney, Knowles, Largent, Marr, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Neeley, Peay, Perry, Richmond, Rowan, Royston, Sampson, Tallant, Tatum, Travis, Walker, Wilkerson and Worley—46.

Representatives voting no were: Messrs. Bradley, Brooks, Candler, Carden, Chestnut, Cooper of Shelby, Cottrell, Cummings, Dixon, Donaldson, Drummond, Edens, Fielder, Galloway, Garrison, Hall, Harris, Hartley, Holman, Householder, Jestes, Johnson, Kinsland, Lane, Lipscomb, Matthews, Miller of Monroe, Neal, Poston, Puryear, Scott, Sneed, Stainback, Thompson, Webb and York—36.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 688, 738, 537, 661, 658, 779, 475, 380, 648, 742, 776, 504, and House Joint Resolution No. 52, and find same correctly engrossed and ready for transmission to the Senate.      WADDELL, *Chairman*.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 587, 473, 534, 337, 426, 496, 501, 492 and 570, and House Joint Resolutions Nos. 60 and 61.

MR. SPEAKER: Your Committee on Public Roads recommend for passage House Bills Nos. 841, 829, 844, 817, 798, 845, 799, 823 and 813.  
MEADOWS, *Chairman.*

MR. SPEAKER: Your Committee on Game, Fish and Forestry beg leave to report that they have considered House Bills Nos. 174, 219, 525, 781, 227 and 757, and Senate Bill No. 93, and recommend all of them for passage.  
H. T. HOLMAN, *Chairman.*

Mr. Dixon moved that the House resolve itself into a Committee of the Whole for consideration of House Bill No. 704, the general appropriation bill.

The motion prevailed.

At 1 P. M. the Committee of the Whole rose, the House was called to order by Mr. Speaker Cunningham, and the following report was made by Mr. Dixon, Chairman of the Committee of the Whole:

MR. SPEAKER: I am directed by the Committee of the Whole to report that we have considered House Bill No. 704, the general appropriation bill, and we recommend same for passage, with thirty amendments.  
DIXON, *Chairman.*

BY CONSENT.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend them for passage: House Bills Nos. 586, 597 and Senate Bill No. 80.

COOPER, *Chairman.*

Senate Bill No. 493, To amend charter of Chattanooga.

On motion, the bill was rejected.

Mr. Waddell moved to make House Bill No. 704 special order for 2:30 o'clock to-day.

The motion prevailed.

MR. SPEAKER: Your Committee on Mines recommend for passage House Bill No. 657.  
JOHN R. NEAL, *Chairman.*

MR. SPEAKER: Your Committee on Labor considered House Bill No. 315 and substitute, and recommend substitute for passage.  
JOHNSON, *Chairman.*

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 837, 833, 793, with amendment, and Senate Bill No. 508, with amendment.  
CARDEN, *Chairman.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 181, To prohibit use of funds of insurance companies for political purposes; Senate Bill No. 182, To prohibit corporations acting as agents of life insurance companies; Senate Bill No. 184, To prohibit misrepresentation of life insurance policies; Senate Bill No. 185, To regulate apportionment by mutual life insurance companies of surplus; Senate Bill No. 187, To regulate retirement of capital stock of life insurance companies; Senate Bill No. 546, To authorize Memphis to issue bonds to refund part of indebtedness; Senate Bill No. 597, To change line between certain districts of Hamilton County; Senate Bill No. 645, To provide road law for certain counties; Senate Bill No. 648, To amend charter of Harri-man; all passed by the Senate.

Also to return House Bill No. 381, To authorize Lenox to issue bonds; House Bill No. 449, To allow Elizabethton to issue bonds; House Bill No. 450, To incorporate Butler in Johnson County; House Bill No. 673, To amend charter of Lafayette; all substituted for Senate bills on same subject and passed by the Senate.

Also to return House Bill No. 436, To repeal charter of La-Follette, substituted for Senate bill on same subject, amended and passed by the Senate.

Also to return House Bills Nos. 337, 426, 473, 492, 496, 501, 534, 570 and 587, all signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. to-day.

AFTERNOON SESSION.

The House met at 2:30 P. M. and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 704, general appropriation bill, having arrived, the bill, as amended by the committee of the whole, was taken up.

On motion, the House concurred in the committee amendments.

Mr. Stainback moved to amend by providing \$500, or as much thereof as may be necessary, for railroad fare and traveling expenses for Judges, Chancellors and Attorneys-General.

Mr. Horton moved to amend the amendment by providing that no Judge, Chancellor or Attorney-General shall accept a railroad pass.

The amendment to the amendment was adopted.

The amendment was adopted by the following vote:

Ayes .....	48
Noes .....	29

Representatives voting aye were: Messrs. Bradley, Brooks, Burkhalter, Candler, Carden, Cooper of Shelby, Cottrell, Cummings, Dixon, Donaldson, Dyer, Edens, Everett, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Jackson, Johnson, Kenney, Kinsland, Lane, Lockert, Matthews, Miller of Tipton, Miller of Monroe, Muse, Neal, Poston, Puryear, Schubert, Sneed, Stainback, Thompson, Waddell, Walker, Webb, White, Wilkerson, York and Mr. Speaker Cunningham—48.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Campbell, Chestnut, Cooper of White, Corn, Dickens, Dunavant, Fielder, Garnett, Hassell, Howell, Howland, Hudson, Knowles, Largent, May, McElroy, Meadows, Mitchell, Neeley, Perry, Richmond, Rowan, Sampson, Scott, Tatum and Travis—29.

Mr. Stainback called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes .....	70
Noes .....	9

Representatives voting aye were: Messrs. Armitage, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Johnson, Kinney, Kinsland, Knowles, Lane, Lipscomb, Lockert, Matthews, May, McElroy, Meadows, Miller of Monroe, Muse, Neal, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

Representatives voting no were: Messrs. Askew, Corn, Dickens, Garnett, Howell, Largent, MacFarland, Mitchell and Neeley—9.

A motion to reconsider was tabled.

#### EXPLANATION.

MR. SPEAKER: I vote aye, but I oppose the raise in salaries of officials and other increases in general appropriations.

R. C. McELROY.

MR. SPEAKER: I am unalterably opposed to the increase in salaries in this appropriation bill, knowing full well the obligations resting upon our State and the necessity of economy in every branch of our government, and owing to the fact that an appropriation bill is necessary, and for this reason alone I vote aye.

MEADOWS.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 540, To incorporate Columbia, substituted for Senate Bill on same subject and passed by the Senate.

THOMAS, *Clerk*.

Mr. Dixon moved that when the House adjourn it adjourn till 9 A. M. to-morrow.

The motion prevailed.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 642, To amend Act providing for the organization of corporations having arrived, the bill was taken up and read by the Clerk.

Thereupon the bill failed for want of a constitutional majority by the following vote:

Ayes .....	48
Noes .....	22

Representatives voting aye were: Messrs. Askew, Brooks, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Dunavant, Dyer, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Harris, Hartley, Hassell, Householder, Jackson, Johnson, Kinsland, Lipscomb, Lockert, May, Miller of Tipton, Miller of Monroe, Mitchell, Neal, Peay, Poston, Rowan, Sampson, Scott, Sneed, Stainback, Tatum, Waddell, Walker, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—48.

Representatives voting no were: Messrs. Armitage, Candler, Chestnut, Corn, Dickens, Holman, Horton, Howland, Hudson, Kenney, Knowles, Largent, Meadows, Montgomery, Muse, Neeley, Perry, Puryear, Richmond, Thompson, Travis and White—22.

Mr. Boucher entered motion on Journal to reconsider.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 551, To amend charter of Dyersburg; Senate Bill No. 624, To provide road law for certain counties; both passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 745 and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SPECIAL ORDER.

The hour fixed for the consideration of House Bill No. 693, To amend Act to provide for regulating inspection of mines having arrived, the bill was taken up and read by the Clerk.

Mr. Neal moved to amend caption by making salary of Chief Mine Inspector \$2,400.

Amend Section 1 by making salary of Mine Inspector \$1,700 instead of \$1,800.

Amend Section 3 by making salary of Chief Mine Inspector \$2,400 per year.

The amendments were adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	66
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Cooper of Shelby, Corn, Cottrell, Dickens, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Hall, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lockert, Matthews, May, McElroy, Meadows, Miller of Tipton, Mitchell, Muse, Neal, Peay, Perry, Poston, Scott, Shea, Sneed, Stainback, Tatum,

Thomas, Travis, Waddell, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed House Bill No. 745.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 150, To provide for better inspection of milk in Shelby County; House Bill No. 376, To repeal Act of 1905 to amend charter of Memphis; House Bill No. 391, To provide for cleaning out of Sandy River and Beaver Creek in Carroll County; all passed by the Senate.

Also to return House Bill No. 167, To amend Act fixing compensation of jurors, rejected by the Senate.

Also to return House Bill No. 745, signed by the Speaker of the Senate.  
THOMAS, *Clerk.*

House Bill No. 657, To amend Act providing for regulations and inspections of mines.

Mr. White moved to refer to Committee on Judiciary.

Mr. Carden moved to table motion to refer.

The motion to table prevailed.

Mr. Fielder called the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	63
Noes .....	11

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Brooks, Burkhalter, Carden, Cooper of Shelby, Cottrell, Cummings, Dixon, Drummond, Dunavant, Dyer, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Holman Horton, Householder, Howell, Jackson, Jestes, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, MacFarland, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Muse, Neeley, Peay, Perry, Poston, Puryear, Rowan, Sampson, Schubert, Scott, Shea, Sneed, Stainback, Tatum, Thompson, Travis, Waddell, Walker, Wilkerson, York and Mr. Speaker Cunningham—63.



Representatives voting no were: Messrs. Armitage, Baldrige, Chestnut, Cooper of White, Corn, Dickens, Hassell, Hudson, Kenney, White and Webb—11.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 380, 562 and 303, and Senate Joint Resolution No. 30, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 380, 562 and 303, and Senate Joint Resolution No. 30.

#### ON SENATE AMENDMENTS.

House Bill No. 540, To incorporate Columbia.

On motion, the House concurred in the Senate amendment.

House Bill No. 564, To amend Act regulating construction of turnpikes.

On motion, Senate Bill No. 408, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Mr. Dixon moved that the House reconsider its action in moving to adjourn until 9 A. M. to-morrow.

The motion prevailed.

Thereupon Mr. Dixon moved that when the House adjourn it adjourn to meet at 2 P. M. Monday.

The motion prevailed.

#### ON SENATE AMENDMENTS.

House Bill No. 436, To abolish charter of LaFollette.

Mr. Carden moved to refer bill as amended to Committee on Municipal Affairs.

Mr. McFarland moved to table the motion to refer.

Mr. Stainback raised the point of order that there was no quorum present.

The roll was called and the following members were found to be present: Messrs. Askew, Baldrige, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Cooper of White, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Drummond, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Gill, Hardin, Harris,

Hartley, Hassell, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Largent, Lipscomp, May, MacFarland, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Sampson, Scott, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wilkerson, York and Mr. Speaker Cunningham—66.

Thereupon the motion to table prevailed.

Thereupon the House concurred in the Senate amendment.

#### INTRODUCTION OF BILLS.

By Mr. Baldridge, House Bill No. 886, To create school district in Crockett County.

Mr. Stainback moved to reject.

The motion failed.

Passed first reading.

By Mr. Bradley, House Bill No. 887, To make Greenbrier a school district.

Mr. Stainback moved to reject.

The motion failed.

Passed first reading.

By Hamilton County Delegation, House Bill No. 888, to change line between certain districts in Hamilton County.

Mr. Stainback moved to reject.

The motion failed.

Passed first reading.

By Hamilton County Delegation, House Bill No. 889, To amend charter of Chattanooga.

Passed first reading.

By Hamilton County Delegation, House Bill No. 890, To amend corporation laws.

Passed first reading.

By Messrs. Cottrell and Drummond, House Bill No. 891, To pay Knox County Judge salary as financial agent.

Passed first reading.

By Mr. Drummond (by request), House Bill No. 892, To amend Act as to attorney lien.

Passed first reading.

By Mr. Webb *et als.*, House Bill No. 893, To authorize Knoxville to issue bonds.

Passed first reading.

By Messrs. Cottrell and Candler, House Bill No. 894, For benefit of Captain H. E. Goetz.

Passed first reading.

By Mr. Dickens, House Bill No. 895, To incorporate Woodbury.

Passed first reading.

By Mr. Dyer, House Bill No. 896, To repeal Act creating school district in Putnam County.

Passed first reading.

By Mr. Dyer, House Bill No. 897, To require advertising of public bids before contracts are let.

Passed first reading.

By Messrs. Drummond and Webb, House Bill No. 898, To reorganize civil districts in Knox County.

Passed first reading.

By Mr. Webb, House Bill No. 899, To amend Act allowing free use of telephone poles.

Passed first reading.

By Mr. Drummond *et als.*, House Bill No. 900, To appropriate taxes from telephone poles to educational purposes.

Passed first reading.

By Messrs. Everett and Burkhalter, House Bill No. 901, To amend mechanics' lien law.

Passed first reading.

By Mr. Groner, House Bill No. 902, To provide safety of miners.

Passed first reading.

By Mr. Hall, House Bill No. 903, To amend Act so as to allow Justices of the Peace to be live stock inspectors in certain counties.

Passed first reading.

By Messrs. Hall and Kenney, House Bill No. 904, To authorize organizations and regulation of State Mutual Fire Insurance Company.

Passed first reading.

By Messrs. Kenney and Hall, House Bill No. 905, To provide for admission of mutual life insurance companies into State.

Passed first reading.

By Messrs. Hall and Kenney, House Bill No. 906, To govern and regulate business of mutual life insurance company.

Passed first reading.

By Messrs. Montgomery and Puryear, House Bill No. 907, To enact road law for certain counties.

Passed first reading.

By Mr. White, House Bill No. 908, To regulate and inspect mines.

Passed first reading.

• By Messrs. Candler and Kenney, House Bill No. 909, To license sale of stock of insurance companies.

Passed first reading.

By Mr. Peay, House Bill No. 910, To amend charter of Nashville.

Passed first reading.

By Mr. Sneed, House Bill No. 911, To create State Board of Education.

Passed first reading.

By Mr. Sneed, House Bill No. 912, To create County Election Commission.

Passed first reading.

By Mr. MacFarland, House Bill No. 913, To create school district in Wilson County.

Passed first reading.

By Mr. MacFarland (by request), House Bill No. 914, To purchase additional coal land.

Passed first reading.

By Mr. McElroy, House Bill No. 915, To provide road law for certain counties.

Passed first reading.

By Mr. McElroy, House Bill No. 916, To amend insurance laws.

Passed first reading.

By Mr. Thompson, House Bill No. 917, To change line between school districts in Bedford County.

Passed first reading.

By Mr. Worley, House Bill No. 918, To provide for establishment of public parks in certain counties.

Passed first reading.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 845, To provide for regulation of roads in Shelby County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 793, To amend charter of Harriman.

On motion, Senate Bill No. 648, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

Mr. Howland moved to make House Bill No. 318, To regulate banks and banking, special order for 11 A. M. April 2.

The motion prevailed.

Mr. Puryear moved to make Senate Bill No. 124, To require common carriers to settle claims promptly, special order at 3 P. M. April 1.

The motion prevailed.

Thereupon the House adjourned until 2 P. M. Monday.

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MONDAY, APRIL 1, 1907.

SIXTY-FIRST DAY.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll 81 members were found to be present.

Members absent: Messrs. Bradley, Burkhalter, Cooper of Shelby, Dixon, Edwards, Gill, Gordon, Harris, Horton, Hartley, Lockert, Miller of Monroe, Morris, Rambo, Royston, Thrasher, Tatum and Thomas.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 449, 444, 540, 381, 376, 673, 13, 339, 617, 391, 436, 150, 454 and 450, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 696, 412, 710, 730, 159, 413, 457, 324, 631, 755, 657 and 704, and find same correctly engrossed and ready for transmission to the Senate. WADDELL, *Chairman*.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith transmit special message.

Respectfully,

LUMMIE C. DAVIS,  
*Acting Secretary to the Governor.*

The message was thereupon taken up and read by the Clerk, as follows:

*To the Honorable Members of the Senate and House of Representatives:*

In a carefully prepared message heretofore sent to your respective bodies, I gave my views on certain subjects which I deemed important to the general welfare, accompanied by reasons why they should meet with your favorable consideration and be enacted into laws.

Some of these recommendations have received your attention, but many of them have not, nor have the pledges we made to the people been considered with the care they deserve, and should have, at your hands.

I do not believe this is due to any general desire on your part to shirk responsibility or to treat lightly promises made in good faith, and which ought to be redeemed.

One of the prime causes which has prevented matured action on important public questions by you, and by other Legislatures, has been the flood of local bills affecting only a few people, and which have crowded out of place measures which concern all the people of the State.

Some remedy must be found for this, and applied, for if the practice continues, we shall soon have every county in the State operating under different laws to the confusion of the people and the perversion of proper legislative functions.

I call your attention to the fact that there are only fifteen legislative days remaining of the fifty-fifth General Assembly, and earnestly urge that you devote your entire time and attention, so far as practicable, to general legislation, and consider bills of a local character only on particular days.

If this is not done my constitutional powers may be exercised to compel consideration of our platform pledges and other questions of importance, and the responsibility will rest with you.

I again specifically direct your attention to the following subjects, upon which there has been no legislation.

In pursuance of the recommendation made by me on the subject of education, a bill was prepared by ex-Superintendent of Public Instruction, Prof. Mynders, the present Superintendent, Prof. Jones, and placed before you for consideration.

The purpose was to systematize the work of our public schools, and to bring to the children of the State the inestimable blessings which will come from an advanced and progressive method of school administration.

This measure not only meets the approval of the distinguished educators mentioned, but is endorsed by every other prominent educator in the State, and should become a law.

The measure passed the Senate in an amended form, certain counties being excluded from its operation, and it is now before the House for action.

It is earnestly hoped that the bill will become a law applicable to every county in the State, or at least pass with as few amendments and exceptions as possible.

#### CHALLENGES IN CRIMINAL CASES.

The recommendation on the subject of challenges in criminal cases is again called to your attention.

My experience has been that the unusual number of challenges given defendants in certain cases has been one of the most productive causes of the frequent miscarriages of justice, to the accumulation of criminal costs, and to the congestion of business in the courts where the criminal laws are administered.

A bill prepared on this subject, reducing the number of challenges, has passed the Senate after being amended, and is now before the House for action. I earnestly hope that it may become a law.

In my former message I gave the reasons with fullness and particularity why I thought two measures relating to education and challenges in criminal cases should receive favorable consideration, but they have met violent opposition from certain Senators and members, though in my judgment not a single sound reason can be given why both should not be enacted. In recommending them I have been guided only by a sense of duty to the State, and can have no reason except the public welfare for urging their passage.

If you should enact these measures into laws, an advanced step will have been taken in the administration of criminal justice, and the cause of education will be materially aided.

#### PURE FOOD LAWS—FISH AND FORESTRY.

I now invite your attention to other legislation, either pending or which will come before you for consideration.

One is the pure food law, which has passed the House, and now pending in the Senate. This bill affects the health of our people, has been carefully drawn, and should become a law.

Another is the prevention of our streams from pollution, and the preservation of our fish and the forests of the State.

You are to be congratulated upon the passage of the game law, and the enactment of a fish and forestry law is again recommended as of great importance to our people, the beneficial effects of which will be seen and felt at the present and more in the future.

#### ROAD LAW.

Among other subjects to which I directed your attention, and probably affecting the general welfare of the people, more than any other, was the necessity for legislation which would improve our public road system and do away with the cumbersome and inefficient laws on this subject, which have proven their incompetency and demonstrated their unfitness.

I again urge the recommendation made in my first message on this subject, and especially where I said in the event you felt you could not at this time formulate a satisfactory law, I requested authority be given me to appoint a Good Roads Commission, who would give the subject investigation and study and report some plan that would meet the pressing necessity of the situation. This has not been done, and no general road law to supersede the old one has been considered. The time is too short now for a commission to act, and for you to legislate at this session, but I respectfully renew my request for the authority mentioned, the result of the investigation to be laid before you in extra session, or before a subsequent Legislature.

The people of the State are entitled to have this subject considered.

From all quarters they are clamoring for relief, and are willing to bear any reasonable expense to obtain better roads, and there is no subject which can more profitably employ your time and attention.

#### FREE TRANSPORTATION TO PUBLIC OFFICIALS.

I renew my recommendation on this subject, and believe a law should be passed which will effectually prevent the issuance and acceptance of a free pass by any public official. This law should apply to all public service corporations, and not only to public officials, but to all persons unless they are in the *bona fide* service of the corporation.

The only way the evil can be thoroughly eradicated is for the act to be comprehensive enough to apply to all persons, save those in actual service, and to all corporations doing business in the State.



When this is done, some provision should be made to pay the expenses of those officials who are compelled to travel on the business of the State, and this I also recommend.

#### BACK TAX ASSESSORS—UNIFORMITY OF ASSESSMENT.

I renew my recommendation heretofore made on this subject, and earnestly insist as heretofore, that if more attention is paid to the original assessment of property greater uniformity will not only result, but our revenue will be increased, and we can dispense with back assessing property, at least beyond the current year in which taxes are due.

It is regrettable that the recommendation made by the Comptroller, and embraced in my first message, that there should be one assessor for each county, instead of the present unsatisfactory method of district assessing, should have been unfavorably acted upon by the Senate, but this can be remedied by the House when the assessment bill is there considered, and I urge that this be done.

A measure of this character, which means greater certainty and uniformity in the collection of taxes, should receive your favorable consideration, especially as it has met the endorsement of the people.

#### AUDITOR—STATE BANK EXAMINER.

I have heretofore recommended the creation of the office of State Auditor, and a bill was prepared and introduced on this subject, which met opposition, though no reason can be given why a State Auditor is not a necessity.

It is probable that the bill went too far in some of its provisions, and another will be framed and presented for your consideration, the purpose of which will be in keeping with my recommendations, and the reasons, which must be apparent to all, why such officer under the direction of the Governor should be empowered to examine the accounts of all State institutions, and all other officers handling State revenue. If the Chief Executive of the State is to be chargeable with the affairs of the State, he should at least have the means of acquainting himself with their condition at all times.

The bill creating State Bank Examiners I again recommend as heretofore, and call your attention to the reasons set out in my first message.

In creating these examiners, we are legislating for those who cannot protect themselves, and at the same time placing our solvent State banks on an equal footing with the national banks.

#### ELECTION LAWS.

I recommend again a radical change in our election laws, especially in the power lodged in the hands of the Governor to appoint Election Commissioners in the various counties of the State.

This power should be taken out of his hands, not only as involving his office in factional disputes, but as occupying the time which should be devoted to the general interest of the State.

I renew the recommendations heretofore made on this subject, but as no action has been taken, and many of your body think that a State Commission appointed by the Governor, and confirmed by the Senate, would be more satisfactory, I urge that this be done, and that it be given all the power in making the county appointments of Election Commissioners as are now exercised by the Governor.

This will be a redemption of pledge to the people, and relieve the Executive of an embarrassing and dangerous power.

In addition, I think if such a law is passed that the minority party is entitled, and should have *bona fide* representation on the State Board of Commissioners, and that it should also have *bona fide* representation at the polls.

I renew all my former recommendations on other features of our election laws.

#### STATE DEBT.

The appropriation has been large, but probably not more than the demands of a growing State require.

However, extravagance should be guarded against, and above all, the credit of the State should remain unimpaired.

I direct your attention to the obligation of the State to pay \$469,000 of 4 per cent. bonds on October 1, next, and to the necessity of an amendment to the Sinking Fund Act which will authorize the retirement of these bonds at maturity.

Under the Sinking Fund Act, as it now stands, the 3 per cent. settlement bonds are alone authorized to be retired out of the sinking fund, therefore, as these bonds maturing in October bear 4 per cent. and are due before another Legislature convenes, the necessity of an amendment to authorize their retirement is apparent, and should be done at once.

#### DEVELOPMENT OF HERBERT DOMAIN.

There is a bill pending in the Senate looking to the development of the Herbert Domain, recently purchased by the State, and providing for the hire of State convicts to the N., C. & St. L. Ry., to building a line to this property.

I am thoroughly opposed to this or any like measure, and unless you are prepared to pass such a bill over my veto there is no occasion to give this subject further consideration.

The mines at Brushy Mountain are not exhausted, according to the best information obtainable, and will not be probably for years to come, nor has it yet been conclusively demonstrated that there is coal which can be profitably mined on the Herbert Domain.

Until this has been demonstrated by satisfactory experiment, and the report of experts has been made, I will disapprove any effort to abandon, in whole or in part, the mines of the State which have proven value and which have been, and can still be, profitably worked.

It is desirable to know definitely the extent and character of the coal measures on the Herbert Domain, and I would approve a law giving me or the Prison Commission authority to cause investigation to be made, to ascertain if the coal is of sufficient quantity and value to justify the State in working the mines, and if this is demonstrated, such additional authority as may be necessary to develop the property.

Until this is done I will disapprove any effort either to construct a railroad line to the property with convict labor, or any other proposition that will withdraw any considerable number of convicts from the Brushy Mines.

There are other subjects of more or less importance which may come before you, but I have mentioned only those of greatest general interest, at the same time renewing all of my recommendations heretofore made.

This administration came into power by the will of the people, and is responsible for all of its acts.

As the Executive of the State, I am a part of it, and, as law-makers, you are another and far more important part.

I am answerable to the people for my recommendations, and you are answerable to the same people for legislation.

As the Executive, I urge you again to the serious and responsible work of sound and wholesome legislation, which will reflect credit upon us and redound to the benefit of the State.

Respectfully submitted.

MALCOLM R. PATTERSON, *Governor*.

April 1, 1907.

Mr. Hall moved that 1,000 copies of the message be printed. The motion prevailed.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 444, 150, 391, 617, 436, 454, 449, 339, 381, 376, 673, 13, 450 and 540.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 31, 175, 257, 260, 274, 278, 279, 337, 368, 398, 426, 441, 462, 473, 492, 496, 501, 534, 535, 570, 587 and 745, all of which he has approved.

Respectfully,

LUMMIE C. DAVIS, *Acting Secretary to the Governor.*

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Printing recommends House Bill No. 722 for passage.

QUIMBY DYER, *Chairman.*

MR. SPEAKER: Your Committee on Education and Common Schools recommends House Bills Nos. 847, 812, 818, 820, 830, 836 and 843 for passage; also House Bill No. 794 for the table.

PEAY, *Chairman.*

MR. SPEAKER: Your Committee on Sanitation beg leave to make the following report: House Bills Nos. 614 and 797 are recommended for the table; House Bill No. 686, with substitute, with amendment for passage.

HOWELL, *Chairman.*

MR. SPEAKER: Your Committee on Insurance beg leave to report that they have carefully examined House Bills Nos. 804, 603, 649, 762 and 763, and recommend them for passage.

SCHUBERT, *Chairman.*

INTRODUCTION OF RESOLUTIONS.

By Mr. Dickens *et als*, House Joint Resolution No. 53, To extend invitation to Hon. Jos. W. Bailey to address Legislature.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Benham moved to table.

The motion to table failed.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

INTRODUCTION OF BILLS.

By Mr. Armitage, House Bill No. 919, To create school district in Greene County.

Passed first reading.

By Mr. Chestnut, House Bill No. 920, To provide for probate of wills of non-residents and aliens.

Passed first reading.

By Mr. Cooper of White, House Bill No. 921, To amend Act relative to supplying cities with water.

Passed first reading.

By Mr. Donaldson, House Bill No. 922, To amend Act incorporating Morristown.

Passed first reading.

By Mr. Donaldson, House Bill No. 923, To locate road from Morristown to Holston.

Passed first reading.

By Mr. Dunavant, House Bill No. 924, To amend Code relative to fees of County Surveyor.

Passed first reading.

By Mr. Dyer, House Bill No. 925, To amend Act incorporating Cookeville.

Passed first reading.

By Mr. Hall, House Bill No. 926, To incorporate Ellendale.

Passed first reading.

By Mr. Hassell and Boucher (by request), House Bill No. 927, To extend corporate limits of Trenton.

Passed first reading.

By Mr. Jackson, House Bill No. 928, To amend charters of abstract companies.

Passed first reading.

By Messrs. Johnson and Hall, House Bill No. 929, To authorize Shelby County to issue bonds.

Passed first reading.

By Messrs. Johnson and Hall, House Bill No. 930, To appropriate \$25,000 to college in Memphis.

Passed first reading.

By Mr. Knowles, House Bill No. 931, To change line between Putnam and DeKalb Counties.

Passed first reading.

By Mr. Lane, House Bill No. 932, To permit certain County Courts to appropriate adequate compensation.

Passed first reading.

By Davidson County Delegation, House Bill No. 933, To amend charter of Nashville relative to salary of certain officials.

Passed first reading.

By Mr. MacFarland, House Bill No. 934, To allow all litigants to be heard in person or by attorney orally.

Passed first reading.

By Mr. Peay, House Bill No. 935, To amend road law for Davidson County.

Passed first reading.

By Mr. Puryear, House Bill No. 936, To amend revenue act of 1903.

Passed first reading.

By Mr. Puryear, House Bill No. 937, To amend Act relative to practice of medicine and veterinary surgery.

Passed first reading.

By Mr. Schubert, House Bill No. 938, To provide that all persons, firms, etc., carrying passengers for hire, be declared common carriers.

Passed first reading.

By Mr. Stainback, House Bill No. 939, To change line between Fayette and Hardeman Counties.

Passed first reading.

By Mr. Walker *et als*, House Bill No. 940, To amend Act establishing the Eleventh Chancery Division.

Passed first reading.

By Knox County Delegation, House Bill No. 941, For relief of Albert Hatcher.

Passed first reading.

By Mr. Worley, House Bill No. 942, To create school district in Sullivan County.

Passed first reading.

By Mr. York, House Bill No. 943, To protect fish in Scott County.

Passed first reading.

By Mr. York, House Bill No. 944, To authorize Campbell County to issue bonds for road.

Passed first reading.

By Mr. Cunningham, House Bill No. 945, To amend Act authorizing Clarksville to issue bonds.

Passed first reading.

By Mr. Cunningham, House Bill No. 946, To amend Act authorizing Clarksville to issue bonds.

Passed first reading.

By Davidson County Delegation, House Bill No. 947, To require certain taxes spent for improvements.

Passed first reading.

By Mr. Kenney, House Bill No. 948, To reduce fire waste in Tennessee.

Passed first reading.

By Mr. Kenney, House Bill No. 949, To amend fire insurance laws.

Passed first reading.

By Mr. Kenney, House Bill No. 950, To amend Act validating three-fourth value clause.

Passed first reading.

#### SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 124, To require common carriers to settle claims promptly, having arrived, the bill was taken up, accompanied by committee amendment, and read by the Clerk. The committee amendment was adopted. Thereupon the bill as amended passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Brooks, Carden, Corn, Cottrell, Cummings, Dickens, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Hardin, Hassell, Holman, Householder, Howell, Howland, Henderson, Jackson, Jests, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, MacFarland, Miller of Tipton, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 849, To strengthen and maintain credit of State, counties, cities, etc.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 850, To amend charter of Trimble.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 851, To provide work-house for certain counties.  
Passed second reading and referred to Committee on Public Roads.

House Bill No. 852, To create office of County Judge for Hardin County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 853, To amend Act regulating practice of medicine and surgery.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 854, To encourage athletic exhibitions.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 855, To change line between Bedford and Moore Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 856, To enact road law for Carroll County.

Passed second reading; no reference.

House Bill No. 857, To require corporations to file certain information with the Secretary of State.

Passed second reading and referred to Committee on Corporations.

House Bill No. 858, To govern money arising from fines in game law.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 859, To amend charter of Shelbyville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 860, To authorize County Courts to condemn land for public purposes.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 861, To amend Act regulating practice of veterinary surgery.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 862, To prohibit tipping at hotels.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 863, To secure fair elections and purity of ballot.

Passed second reading and referred to Committee on Elections.

House Bill No. 864, To create Board of Jury Commissioners for Marshall County.



Passed second reading and referred to Committee on Judiciary.  
House Bill No. 865, To amend school laws.

Passed second reading and referred to Committee on Education and Common Schools.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 53 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

House Bill No. 866, To amend charter of Springfield.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 867, To provide for improvement of public highways.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 868, To create school district in Wilson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 869, To amend Act relative to mechanics' lien law.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 870, To preserve public peace.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 871, To authorize corporations to manufacture goods which they sell.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 872, to prohibit pollution of streams by sawdust.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 873, For relief of John L. Buchanan.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 874, To protect stock in Decatur County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 875, To amend charter of Big Sandy.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 876, To protect stallions, bulls, etc.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 877, To create school district in Henry County.  
Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 878, To create school district in Henry County.  
Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 879, To create school district in Henry County.  
Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 880, To amend Act incorporating Binghamton.  
Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 881, To amend Act allowing Binghamton to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 882, To amend Act incorporating Binghamton.  
Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 883, To amend Act incorporating Binghamton.  
Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 884, To give lien on certain property for landlord's lien.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 885, To reorganize Circuit Court of Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 886, To create school district in Crockett County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 887, To make Greenbrier School District.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 888, To change line between certain civil districts in Hamilton County.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 889, To amend charter of Chattanooga.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 890, To amend corporation laws.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 891, To pay Knox County Judge salary as Financial Agent.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 892, To amend Act as to Attorney-General.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 893, To authorize Knoxville to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 894, To benefit Captain H. E. Goetz.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 895, To incorporate Woodbury.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 896, To amend Act creating school district in Putnam County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 897, To require advertising public bids before contracts are let.

Passed second reading and referred to Committee on Printing.

House Bill No. 898, Re-arranging civil districts in Knox County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 899, To amend Act allowing free use of telephone poles.

Passed second reading and referred to Committee on Incorporation.

House Bill No. 900, To appropriate taxes from telephone poles to education.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 901, To amend mechanics' lien law.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 902, To provide for inspection of mines.

Passed second reading and referred to Committee on Mines.

House Bill No. 903, To amend Act allowing justices of the peace to be live stock inspectors.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 904, To authorize organization of State Mutual fire insurance companies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 905, To provide for admission of mutual fire insurance companies into the State.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 906, To regulate business of fire insurance companies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 907, To enact road law for Sumner County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 908, To regulate and inspect mines.

Passed second reading and referred to Committee on Mines.

House Bill No. 909, To license sale of stock of insurance companies.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 910, To amend charter of Nashville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 911, To create State Board of Education.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 912, To create County Boards of Elections.

Passed second reading and referred to Committee on Elections.

House Bill No. 913, To create school district in Wilson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 914, To provide for purchase of additional coal lands.

Passed second reading and referred to Committee on Penitentiary.

House Bill No. 915, To provide road law for Henry County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 916, To amend insurance laws.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 917, To change line between school districts in Bedford County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 918, To provide for the establishment of public parks in certain cities.

Passed second reading and referred to Committee on Municipal Affairs.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 328, To prevent corruption in politics, having arrived, the bill, accompanied by committee amendment, was taken up.

The amendment was adopted.

Mr. Hall moved to amend by striking out the enacting clause,

Mr. McFarland moved to table.

The motion to table prevailed.

Mr. Benham moved to amend by providing that this Act shall not apply to counties having a population of 100,000 or more, according to the Federal census of 1900, or any subsequent Federal census.

Mr. McFarland moved to table.

The motion prevailed.

Mr. Corn moved to amend by providing that this Act shall not apply to Franklin County.

Mr. McFarland moved to table.

The motion to table prevailed.

Mr. Corn moved to table bill and amendment.

The motion to table failed by the following vote:

Ayes .....	21
Noes .....	48

Representatives voting aye were: Messrs. Armitage, Benham, Carden, Chestnut, Corn, Cummings, Dickens, Drummond, Edens, Fielder, Groner, Hall, Johnson, Largent, Murray, Poston, Richmond, Schubert, Shea, Thompson, Worley—21.

Representatives voting no were: Messrs. Askew, Baldrige, Boucher, Brooks, Campbell, Cooper of White, Donaldson, Dunavant, Dyer, Everett, Galloway, Garrison, Garnett, Hardin, Hassell, Holman, Householder, Howland, Jackson, Jestes, Knowles, Lane, Marr, Matthews, May, McElroy, Miller of Tipton, Mitchell, Montgomery Muse, Neal, Neely, Perry, Puryear, Rowan, Sampson, Scott, Smith, Sneed, Stainback, Travis, Waddell, Walker, Webb, Wiggs, York and Mr. Speaker Cunningham—48.

Mr. MacFarland moved to postpone further consideration until 2:30 P. M., April 2.

Mr. Corn moved to table.

The motion to table failed.

Mr. Cummings moved to amend the motion by postponing until April 12.

The motion failed.

Thereupon the motion to postpone until April 2 failed.

Mr. Carden called for the previous question on the passage of the bill.

The call was sustained.

Mr. McFarland moved to adjourn until 10 A. M. to-morrow.

The motion failed.

Thereupon the bill passed third reading by the following vote:

Ayes .....	53
Noes .....	20

Representatives voting aye were: Messrs. Askew, Baldrige, Boucher, Brooks, Campbell, Cooper of White, Cottrell, Donaldson, Dunavant, Dyer, Everett, Galloway, Garrison, Garnett, Hardin, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Knowles, Lane, Lipscomb, Marr, Matthews, McElroy, MacFarland, Miller of Tipton, Mitchell, Montgomery, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Scott, Shea, Smith, Sneed, Stainback, Travis, Walker, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—53.

Representatives voting no were: Messrs. Armitage, Benham, Carden, Chestnut, Corn, Cummings, Drummond, Edens, Fielder, Groner, Hall, Johnson, Kenney, Largent, Murray, Schubert, Thompson, Waddell, White, Worley—20.

Mr. Scott moved to reconsider.

Mr. Puryear moved to table the motion to reconsider.

The motion to table prevailed.

#### BY CONSENT.

House Bill No. 915, To provide road law for Henry County.  
Passed second reading and referred to Committee on Public Roads.

Thereupon the House adjourned until 10 o'clock to-morrow.

TUESDAY, APRIL 2, 1907.

SIXTY-SECOND DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 97 members were found to be present.

Members absent: Messrs. Rambo and Thrasher, who were excused.

On motion, the reading of the Journal of Monday's proceedings was dispensed with.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education has considered House Bills Nos. 896, 913, 888, 887, 886, 879, 868, 878, 865 and 877, and recommend same for passage. PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Railroads has considered House Bills Nos. 629 and 690, and recommend them for passage. GEO. R. KENNEY, *Chairman*.

MR. SPEAKER: Your Committee on Sanitation has considered House Bills Nos. 861 and 853, and recommend same for rejection. D. L. HOWELL, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommends for passage House Bills Nos. 859, 875, 895, 918, 889, 890, 893, 792, 827 and 866. CARDEN, *Chairman*.

MR. SPEAKER: Your Committee on New Counties and County Lines report as follows: House Bills Nos. 582, 620, 627, 831, 855, 518, 623, 639 and 759, all recommended for passage; House Bill No. 752 for rejection. POSTON, *Chairman*.

MR. SPEAKER: Your Committee on Redistricting report recommended for passage House Bills Nos. 898 and 754. LANE, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads recommends for passage House Bill No. 835.

MEADOWS, *Chairman*.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Largent, House Resolution No. 62, To appoint Assistant Doorkeeper of the House.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Webb, House Resolution No. 63, To express sympathy with Hon. T. A. Rambo in his illness.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bills Nos. 436, 150, 444, 617, 391, 454, 449, 339, 381, 376, 673, 13, 450 and 540, all signed by the Speaker of the Senate. THOMAS, *Clerk*.

#### INTRODUCTION OF BILLS.

By Mr. Gordon, House Bill No. 951, To amend charter of Tiptonville.

Passed first reading.

By Messrs. Holman and Horton, House Bill No. 952, To provide for vacancy in office of Governor.

Passed first reading.

By Mr. Howland, House Bill No. 953, To provide for manner of settlement of surviving partner on death of member.

Passed first reading.

By Mr. Howland, House Bill No. 954, To allow I. O. O. F. Lodge to mortgage property.

Passed first reading.

By Mr. McElroy, House Bill No. 955, To amend charter of Paris.

Passed first reading.

By Mr. Poston, House Bill No. 956, To attach Jackson County to the Twelfth Floterial District.

Passed first reading.

By Mr. Puryear, House Bill No. 957, To change time of holding Circuit and Criminal Courts in certain counties.

Passed first reading.



By Mr. Thomas, House Bill No. 958, To create school district in Decatur County.

Passed first reading.

By Messrs. Cottrell and Drummond, House Bill No. 959, To authorize Knox County to pay Attorney-General additional compensation.

Passed first reading.

By Mr. Horton, House Bill No. 960, To authorize Winchester to issue bonds.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 961, To appropriate money to survey State highways.

Passed first reading.

#### ENROLLED BILLS.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 328, 693 and 845, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

By Mr. Dickens, House Bill No. 962, To create new civil district in Cannon County.

Passed first reading.

By Mr. Hall, House Bill No. 963, To amend Act providing for management of schools in Shelby County.

Passed first reading.

By Mr. Cunningham, House Bill No. 964, To change time of holding court in certain counties.

Passed first reading.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 318, To regulate banks and banking, having arrived, the bill, accompanied by committee substitute, was taken up.

On motion, the committee substitute was adopted.

Thereupon the bill, as substituted, was read by the Clerk.

Mr. McFarland called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the substitute bill passed third reading by the following vote:

Ayes .....	79
Noes .....	10

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Largent, Lipscomb, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Tatum, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley and York—79.

Representatives voting no were: Messrs. Bradley, Burkhalter, Hassell, Lane, Lockert, Mitchell, Morris, Murray, Thompson and White—10.

Mr. Neal moved to reconsider.

Mr. May moved to table motion to reconsider.

The motion to table prevailed.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bill No. 165, To authorize corporations to dispose of their entire assets.

Senate Bill No. 267, To incorporate Lonsdale.

Senate Bill No. 280, To regulate employment of females and children under sixteen years in factories.

Senate Bill No. 286, To incorporate Medina.

Senate Bill No. 355, To amend charter of Nashville.

Senate Bill No. 383, To allow Henderson to issue bonds.

Senate Bill No. 444, To allow Scott County to issue bonds for bridges.

Senate Bill No. 445, To allow Scott County to issue bonds for jail.

Senate Bill No. 465, To declare and make more specific powers and duties of interurban railroads.

Senate Bill No. 474, To allow Trenton to issue bonds.

Senate Bill No. 503, To create school district in Wilson County.

Senate Bill No. 593, To allow Ripley to issue bonds.

Senate Bill No. 670, To provide road law for certain counties.  
All passed by the Senate. *THOMAS, Clerk:*

MR. SPEAKER: I am directed to transmit:

Senate Bill No. 406, To incorporate Mount Pleasant.

Senate Bill No. 600, To allow Gibson County to issue bonds.

Senate Bill No. 657, To create Jury Commission for Marshall County.

All passed by the Senate.

*THOMAS, Clerk.*

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 739, To improve public school system, having arrived, the bill was taken up.

Mr. Dixon moved to amend House Bill so as to conform to the Senate bill on the same subject.

The motion prevailed.

Thereupon Senate Bill No. 259, on same subject, was substituted for House bill.

Mr. Meadows moved to amend by exempting Giles County from provisions of the bill.

Mr. Candler moved to table the amendment.

The motion to table failed by the following vote:

Ayes .....	39
Noes .....	44

Representatives voting aye were: Messrs Benham, Brooks, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Drummond, Edens, Edwards, Gill, Groner, Hall, Harris, Holman, Horton, Howland, Jestes, Johnson, Morris, Neal, Puryear, Rowan, Shea, Sneed, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—39.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Dickens, Dunavant, Dyer, Everett, Galloway, Garnett, Gordon, Hardin, Hartley, Hassell, Howell, Hudson, Jackson, Kenney, Knowles, Lane, Largent, Matthews, May, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Murray, Muse, Neeley, Peay, Poston, Richmond, Sampson, Schubert, Scott, Smith, Tallant, Tatum, Wilkerson—44.

Mr. Gordon called for the previous question on the adoption of the amendment.

The call was sustained.

Mr. Carden moved to adjourn until 2:30 P. M.

The motion to adjourn prevailed.

## AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 261, To authorize Nashville to issue bonds to extend light system, passed by the Senate.

THOMAS, *Clerk.*

### ENROLLED BILLS.

The following message was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 318, and find same correctly engrossed and ready for transmission to the Senate.

Also House Resolutions Nos. 62 and 63, and find the same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

### BY CONSENT.

MR. SPEAKER: Your Committte on Judiciary returns House Bill No. 846, recommended for passage.

DIXON, *Chairman.*

### SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 62 and 63.

### UNFINISHED BUSINESS.

The unfinished business of the previous session, being consideration of Senate Bill No. 259, To improve public school system, the House resumed consideration of same.

Mr. Lane called for the previous question on the motion to adopt the amendment offered by Mr. Meadows.

Thereupon the amendment was adopted by the following vote:

Ayes .....	44
Noes .....	43

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Dickens, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Garnett, Gill, Gordon, Hardin, Hartley, Hassell, Hudson, Kenney, Knowles, Largent, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neeley, Peay, Poston, Richmond, Royston, Sampson, Schubert, Scott, Smith, Tatum, Thompson, Travis—44.

Representatives voting no were: Messrs. Benham, Brooks, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Drummond, Edwards, Groner, Hall, Harris, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Lane, Marr, Matthews, May, MacFarland, Morris, Neal, Perry, Puryear, Rowan, Shea, Sneed, Stainback, Thomas, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, Mr. Speaker Cunningham—43.

Mr. Schubert moved to amend by exempting counties from 4,455 to 5,000 inhabitants, according to the Federal census of 1900 or any subsequent Federal census.

Mr. Corn moved to table the amendment.

The motion to table failed by the following vote:

Ayes .....	39
Noes .....	42

Representatives voting aye were: Messrs. Benham, Brooks, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Drummond, Edwards, Galloway, Garrison, Groner, Hall, Harris, Holman, Horton, Howland, Jackson, Jestes, Johnson, Lane, Lockert, Marr, Matthews, May, Morris, Neal, Perry, Puryear, Rowan, Sneed, Stainback, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley—39.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Burkhalter, Campbell, Dickens, Dunavant, Dyer, Edens, Everett, Garnett, Gordon, Hardin, Hartley, Hassell, Householder, Hudson, Jackson, Knowles, Lipscomb, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neeley, Poston, Richmond, Royston, Sampson, Schubert, Shea, Smith, Tatum, Thompson, Travis and York—42.

Mr. Neal called for the previous question on the adoption of the amendment.

The call was sustained.

Thereupon the amendment was adopted.

Mr. Horton moved to table the bill, as amended.

The motion to table the bill, as amended, failed.

Mr. Benham called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes .....	60
Noes .....	31

Representatives voting aye were: Messrs. Benham, Bradley, Brooks, Chestnut, Cooper of Shelby, Cottrell, Cummings, Dixon, Donaldson, Drummond, Edens, Edwards, Fielder, Galloway, Garrison, Gill, Groner, Hall, Harris, Hartley, Holman, Horton, Howland, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McFarland, Miller of Tipton, Montgomery, Morris, Muse, Neal, Peay, Perry, Puryear, Rowan, Royston, Shea, Sneed, Stainback, Thomas, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—60.

Representatives voting no were: Messrs. Armitage, Askew, Baldrige, Burkhalter, Campbell, Corn, Dickens, Dunavant, Dyer, Everett, Garnett, Gordon, Hardin, Hassell, Householder, Howell, Hudson, McElroy, Meadows, Miller of Monroe, Mitchell, Murray, Neeley, Poston, Richmond, Sampson, Schubert, Scott, Smith and Tatum—31.

Mr. Dixon moved to reconsider.

Mr. Cooper of Shelby moved to table motion to reconsider.

The motion to table prevailed.

#### EXPLANATION.

MR. SPEAKER: I protest against the passage of this bill, because it takes from the school directors of the State the authority to control their local schools. I attempted to exclude Carroll County from its operations, but failed.

S. E. MURRAY.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 438, To authorize certain municipalities to improve streets, having arrived, the bill, accompanied by committee amendment, was taken up.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	75
Noes.....	1

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Marr, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Peay, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, Worley, York and Mr. Speaker Cunningham—75.

Representative voting no was Mr. MacFarland—1.

A motion to reconsider was tabled.

Mr. Boucher called up motion entered on the Journal to reconsider action of the House on passage of House Bill No. 642, To amend corporation laws.

The motion to reconsider prevailed.

Mr. Cummings called for the previous question on the passage of the bill.

The call was not sustained.

Mr. Cummings moved that the House adjourn at 5 o'clock, to meet again at 8 o'clock to-night.

The motion prevailed.

Mr. Stainback moved to re-refer to Committee on Judiciary.

The motion to refer prevailed.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 704, General Appropriation Bill, substituted for Senate bill on same subject, amended and passed by the Senate. THOMAS, *Clerk*.

Mr. Bradley moved to make House Bill No. 306, To appropriate money to State Fair, special order at 10:30 A. M., April 4.

The motion prevailed.

House Bill No. 667, To authorize Memphis to issue bonds to refund indebtedness.

On motion of Mr. Shea, the House bill was amended so as to conform to Senate Bill No. 546.

On motion, Senate Bill No. 546, on same subject, was substituted for House bill.

Passed third reading by following vote:

Ayes.....	72
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Corn, Cottrell, Dickens, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Groner, Hall, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

BY CONSENT.

MR. SPEAKER: Your Committee on Public Roads recommends House Bills Nos. 796 and 907 for passage.

MEADOWS, *Chairman*.

House Bill No. 918, To provide for establishment of public parks in Sullivan County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 796, To provide for removal of roads in Giles County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 630, To authorize Fayette County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	83
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jests, Johnson, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea,



Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—83.

A motion to reconsider was tabled.

Mr. Neal moved to make House Bill No. 490 special order at 11 A. M. April 3.

The motion prevailed.

Senate Bill No. 508, To amend Act redistricting Davidson County, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 746, To amend charter of Springfield.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 744, To authorize Greene County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	80
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Lipscomb, Marr, May, McElroy, MacFarland, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Murray, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—80.

A motion to reconsider was tabled.

House Bill No. 639, To change line between Cheatham and Davidson Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 541, To incorporate Mount Pleasant.

On motion, Senate Bill No. 406, on same subject, was substituted for House bill.

Mr. Galloway moved to amend by making bill effective from and after its passage.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

Mr. Lane moved to make House Bill No. 690, To amend Act creating Railroad Commission, special order at 3 P. M., April 3.

The motion prevailed.

House Bill No. 856, To regulate road working in Carroll County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 737, To allow Knoxville to issue bonds.

Passed third reading by the following vote:

Ayes.....	77
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Worley, York and Mr. Speaker Cunningham—77.

A motion to reconsider was tabled.

House Bill No. 679, To amend Act incorporating Knoxville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 846, To amend Act creating Board of Jury Commissioners for Claiborne County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Hall moved to make House Bill No. 618 special order at 11:45 A. M. April 4.

The motion prevailed.

House Bill No. 893, To authorize Knoxville to issue bonds for bridges.

Passed third reading by the following vote:

Ayes.....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Campbell, Cooper of Shelby, Cooper of White, Corn, Cottrell; Donaldson, Drummond, Dunavant, Edens, Everett, Edwards, Galloway, Garrison, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Lipscomb, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Stainback, Tatum, Thomas, Travis, Waddell, Webb, White, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

House Bill No. 705, For relief of Isaac Lane and Leslie Higgins. Passed third reading.

A motion to reconsider was tabled.

House Bill No. 751, To authorize Elizabethton to issue bonds for streets.

Passed third reading by following vote:

Ayes.....	70
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garrison, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Johnson, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Stainback, Tatum, Thomas, Travis, Waddell, Webb, White, Worley, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 764, To create school district in DeKalb County. Passed third reading.

A motion to reconsider was tabled.

House Bill No. 590, To authorize Trenton to issue bonds.

On motion, Senate Bill No. 474, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Cooper of Shelby, Cottrell, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Knowles, May, McElroy, Meadows, Mitchell, Montgomery, Neal, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

Mr. Gordon moved to reconsider motion to adjourn until 8 o'clock to-night.

The motion to reconsider prevailed.

Thereupon, on motion of Mr. Gordon, the House adopted motion to adjourn until 10 o'clock to-morrow, when it does adjourn.

Mr. Jackson moved to make House Bill No. 430 special order at 11:30 A. M., April 3.

The motion prevailed.

House Bill No. 813, To regulate road working in Tipton County.

On motion, Senate Bill No. 645, on same subject, was substituted for House bill.

Mr. Mitchell moved to amend by striking out eight in Section 18, and inserting six.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 749, To incorporate Dandridge.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 799, To create Board of Road Commissioners for Knox County.

Mr. Cottrell moved to amend by allowing County Court to employ engineers; also to amend by making day's labor 75 cents.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

Mr. Tatum moved to make House Bill No. 198 special order at 11:45 A. M., April 3.

The motion prevailed.

House Bill No. 668, To incorporate Tazewell.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 818, To create school district in Coffee County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 759, To change line between Marshall and Bedford Counties.

Passed third reading.

A motion to reconsider was tabled.

Mr. Groner moved to make House Bill No. 163 special order at 10:40 A. M., April 3.

The motion prevailed.

Mr. Kenney moved to make House Bill No. 660 special order at 12:10 P. M., April 3.

The motion prevailed.

House Bill No. 898, To rearrange civil districts in Knox County.  
Passed third reading.

A motion to reconsider was tabled.

Mr. Shea moved to make House Bill No. 315 special order at 11 A. M., April 5.

The motion prevailed.

Mr. Gordon moved to make House Bill No. 108 special order at 10:47 A. M., April 3.

The motion prevailed.

House Bill No. 887, To make Greenbrier a school district.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 488, To change time of holding Chancery Court in Sevier County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Corn moved to make House Bill No. 126 special order at 2:30 P. M., April 4.

The motion prevailed.

House Bill No. 643, To amend Act incorporating Greenfield, accompanied by committee amendment.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 493, To create school district in Overton County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 729, To create school district in Gibson County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 907, To enact road law for Sumner County.

Passed third reading.

A motion to reconsider was tabled.  
House Bill No. 866, To amend charter of Springfield.  
Passed third reading.  
A motion to reconsider was tabled.  
House Bill No. 827, To regulate and prohibit location of parks  
in Davidson County.  
Passed third reading.  
A motion to reconsider was tabled.  
House Bill No. 823, To amend Montgomery County road law.  
Passed third reading.  
A motion to reconsider was tabled.  
House Bill No. 844, To enact road law for Stewart County.  
Passed third reading.  
A motion to reconsider was tabled.  
Mr. Webb moved to make House Bill No. 572 special order at  
12:11 P. M., April 3.  
The motion prevailed.  
House Bill No. 518, To create commission to locate line between  
Carter and Washington Counties.  
Passed third reading.  
A motion to reconsider was tabled.

#### INTRODUCTION OF BILLS.

By Mr. Schubert, House Bill No. 965, To restrict business of  
life insurance.  
Passed first reading.  
By Mr. Dyer, House Bill No. 966, To extend corporate limits of  
Cookeville.  
Passed first reading.  
By Messrs. Kenney and Gordon, House Bill No. 967, To amend  
act incorporating Obion.  
Passed first reading.  
By Messrs. Kenney and Gordon, House Bill No. 968, To allow  
Obion to issue bonds.  
Passed first reading.  
By Mr. Chestnut *et als*, House Bill No. 969, To extend powers  
of railroad companies.  
Passed first reading.  
By Mr. Wilkerson, House Bill No. 970, To establish Depart-  
ment of Immigration.  
Passed first reading.  
By Mr. Buchanan, House Bill No. 971, To amend Act relative  
to inheritance tax.  
Passed first reading.

By Mr. Neal, House Bill No. 972, To develop use of Herbert Domain.

Passed first reading.

By Mr. Neal, House Bill No. 973, To authorize employment of convict labor on Herbert Domain.

Passed first reading.

By Mr. Tallant, House Bill No. 974, To allow James County to issue bonds for roads.

Passed first reading.

By Mr. Tallant, House Bill No. 975, To establish fence law for Bradley County.

Passed first reading.

By Mr. Tallant, House Bill No. 976, To establish fence law for James County.

Passed first reading.

By Mr. Dickens, House Bill No. 977, To create school district in Cannon County.

Passed first reading.

By Mr. Jestes, House Bill No. 978, To create school district in Morgan County.

Passed first reading.

By Mr. York, House Bill No. 979, To incorporate LaFollette.

Passed first reading.

By Mr. Campbell, House Bill No. 980, To create school district in Hardeman County.

Passed first reading.

By Mr. Campbell, House Bill No. 981, To define lawful fence for Hardeman County.

Passed first reading.

By Mr. Tatum (by request), House Bill No. 982, To allow Dyer County to issue bonds for roads.

Passed first reading.

By Mr. Tatum (by request), House Bill No. 983, To prohibit use of certain wagons for handling logs in certain counties.

Passed first reading.

Mr. Horton moved to make House Bill No. 835 special order at 3:15 P. M., April 3.

The motion prevailed.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 411, To repeal Act allowing Maury County to issue bonds.

Passed second reading; no reference.

Thereupon the House adjourned until 10 o'clock to-morrow.

WEDNESDAY, APRIL 3, 1907.

SIXTY-THIRD DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain Rev. H. B. Blue.

On a call of the roll, 98 members were found to be present.

Member absent: Mr. Rambo, who was excused on account of illness.

On motion, the reading of the Journal of Tuesday's proceedings was dispensed with.

PETITIONS AND MEMORIALS.

By Mr. Burkhalter, Petition from citizens of Sharon against sale of liquor.

Referred to Committee on Liquor Traffic.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: The House Committee on Elections recommends for passage House Bills No. 911 and 912, and for the table House Bill No. 625.

GORDON, *Chairman.*

MR. SPEAKER: Your committee reports as follows: House Bills Nos. 782, 891, 374, 694 and 724, and House Bills Nos. 308, 677, 675 and 215, recommended for rejection; House Bill No. 823, re-referred to Committee on Constitution; House Bill No. 870, recommended for passage as amended.

H. H. HORTON, *Secretary of Committee.*

MR. SPEAKER: Your Committee on Finance, Ways and Means recommends for passage House Bill No. 706.

S. H. COOPER, *Chairman.*

MR. SPEAKER: Your Committee on Pensions recommends House Bills Nos. 760 and 815 for passage.

LIPSCOMB, *Chairman.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 580, To authorize Coffee County to issue road bonds; Senate Bill No.



694, To amend Act of 1875, so as to provide form of charter for clubs; both passed by the Senate.

Also to return House Bill No. 130, To amend charter of Morristown; House Bill No. 427, To provide stock law for certain counties; House Bill No. 513, To repeal Act of 1905, to allow Hamblen County to issue road bonds; House Bill No. 530, To amend charter of Johnson City; all passed by the Senate.

Also to return House Bill No. 435, To create school district in Greene County; House Bill No. 476, To create school district in Claiborne County; House Bill No. 477, To provide compulsory educational law for certain counties; House Bill No. 483, To create school district in Greene County; House Bill No. 507, To change line between school districts in Greene County; House Bill No. 529, To authorize Johnson City to issue bonds for street purposes; House Bill No. 537, To amend charter of Charlotte; House Bill No. 734, To authorize Greeneville to issue bonds for water and light purposes; all substituted for Senate bills on same subject and passed by the Senate.

Also to return House Bill No. 682, To amend charter of Elizabethton; House Bill No. 776, To create office of County Judge for Bledsoe County; both substituted for Senate bills on same subject, amended and passed by the Senate.

Also to transmit Senate Bills Nos. 408 and 648 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

MR. SPEAKER: Your Committee on Labor recommends for passage House Bill No. 423, with amendment.

JOHNSON, *Chairman.*

MR. SPEAKER: Your Committee on Agriculture recommends for passage House Bills Nos. 758, 876, 874, 788 and 903, and for the table, House Bill No. 463.

BRADLEY, *Chairman.*

MR. SPEAKER: Your Committee on Game, Fish and Forestry beg leave to report that they have examined House Bill No. 872, and recommend the same for passage.

HOLMAN, *Chairman.*

MR. SPEAKER: Your Committee on Sanitation recommends for passage House Bill No. 854.

D. L. HOWELL, *Chairman.*

MR. SPEAKER: Your Committee on Public Roads report House Bills No. 915, 851, 867 and 801 for passage.

MEADOWS, *Chairman.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 408 and 648.

INTRODUCTION OF BILLS.

By Messrs. Boucher and Hassell (by request), House Bill No. 984, To amend act providing compensation for Circuit Court Clerks.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 985, To amend Act re-organizing Circuit Courts of Shelby County.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 986, To amend Section 3335 of Code.

Passed first reading.

By Mr. Webb *et als*, House Bill No. 987, To allow Knox County Court to issue bonds.

Passed first reading.

By Mr. Cooper of Shelby, House Bill No. 988, To make male minors liable for funeral expenses of blood relatives.

Passed first reading.

By Mr. Neal, House Bill No. 989, To fix time of holding court in Meigs County.

Passed first reading.

By Mr. Donaldson, House Bill No. 990, To amend charter of Jefferson City.

Passed first reading.

By Messrs. Lipscomb and Galloway, House Bill No. 991, To provide road law for Maury County.

Passed first reading.

By Mr. Garrison, House Bill No. 992, To create school district in Bledsoe County.

Passed first reading.

By Mr. Hall, House Bill No. 993, To amend Act regulating time of collection of taxes.

Passed first reading.

By Mr. Hartley, House Bill No. 994, To amend Act authorizing Roane County to issue bonds.

Passed first reading.

By Messrs. Corn and Horton, House Bill No. 995, To amend Act authorizing Franklin County to issue bonds.

Passed first reading.

By Mr. Howland, House Bill No. 996, To amend Act incorporating Lewisburg.

Passed first reading.

By Mr. Matthews *et als*, House Bill No. 997, To amend Act making it unlawful to employ child labor in factories in the State.

Passed first reading.

By Mr. Matthews *et als*, House Bill No. 998, To amend Act regulating insurance other than county insurance.

Passed first reading.

By Mr. Meadows, House Bill No. 999, To authorize Pulaski to issue bonds.

Passed first reading.

By Mr. Meadows, House Bill No. 1,000, To amend Act incorporating Pulaski.

Passed first reading.

By Mr. Perry, House Bill No. 1,001, To allow County Court to appropriate money for county and State fairs.

Passed first reading.

By Mr. Shea, House Bill No. 1,002, To create Board of Jury Commissioners for Shelby County.

Passed first reading.

By Mr. Walker, House Bill No. 1,003, To authorize Blount County to issue bonds for court-house.

Passed first reading.

By Mr. Wiggs, House Bill No. 1,004, To permit erection of gates across roads of third or fourth class.

Passed first reading.

By Mr. Wiggs, House Bill No. 1,005, To authorize sale of ungraded land.

Passed first reading.

By Messrs. Worley and Horton, House Bill No. 1,006, To create Good Roads Commission of State.

Passed first reading.

By Mr. York, House Bill No. 1,007, To require County and City Board of Education *et als* to buy out of school funds American flags.

Passed first reading.

By Messrs. Boucher and Hassell, House Bill No. 1,008, To amend Act incorporating Milan.

Passed first reading.

By Mr. Schubert, House Bill No. 1,009, To amend act regulating practice of medicine and surgery.

Passed first reading.

By Mr. McElroy, House Bill No. 1,010, To incorporate Henry.  
Passed first reading.

By Mr. Knowles (by request), House Bill No. 1,011, To protect fish in DeKalb County.

Passed first reading.

By Mr. Bradley, House Bill No. 1,012, To create school district in Robertson County.

Passed first reading.

By Mr. Howell, House Bill No. 1,013, To repeal charter of Cumberland City.

Passed first reading.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 165, To authorize corporations to dispose of entire assets.

Passed first reading.

Senate Bill No. 267, To incorporate Lonsdale.

Passed first reading.

Senate Bill No. 548, To amend Act regulating municipal corporations.

Passed first reading.

Senate Bill No. 551, To amend Act incorporating Dyersburg.

Passed first reading.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 163, To prohibit collection of second-hand jars, having arrived, the bill was taken up, accompanied by committee substitute.

On motion, the committee substitute was adopted.

Thereupon the bill failed on third reading by the following vote:

Ayes.....	30
Noes.....	42

Representatives voting aye were: Messrs. Brooks, Candler, Cooper of Shelby, Cottrell, Cummings, Drummond, Dyer, Gallo-way, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Holman, Householder, Jackson, Jestes, Johnson, Kinsland, Matthews, Miller of Monroe, Royston, Shea, Thrasher, Waddell, Walker, Worley and Mr. Speaker Cunningham—30.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Bradley, Campbell, Cooper of White, Corn, Dixon, Dunavant, Edens, Everett, Garnett, Gordon, Hassell, Horton, Howland, Kenney, Knowles, Largent, Lipscomb, McElroy, Mead-

ows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Schubert, Scott, Smith, Stainback, Tatum, Thomas, Thompson and Travis—42.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully examined House Bills Nos. 639, 746, 846, 823, 918, 827, 488, 887, 759, 866, 818, 679, 518, 844, 493, 438, 764, 737, 893, 856, 898, 729, 643, 705, 796 and 751, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bill No. 261, and find same correctly enrolled and ready for the signature of the Speaker. WADDELL, *Chairman*.

SIGNED.

The Speaker announced that he had signed House Bill No. 261.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 108, To abolish district land offices in Tennessee, having arrived, the bill was taken up and read by the Clerk.

Mr. Webb moved to amend so as to exclude records of East Tennessee in office of Supreme Court at Knoxville.

Mr. Corn moved to table.

The motion to table prevailed.

Mr. Cummings called for the previous question on the passage of the bill.

Thereupon the bill failed on the third reading by the following vote:

Ayes.....	31
Noes.....	45

Representatives voting aye were: Messrs. Baldridge, Bradley, Candler, Corn, Dickens, Dixon, Dunavant, Everett, Fielder, Galloway, Gordon, Hassell, Horton, Howell, Hudson, Jackson, Kenney, Largent, Lipscomb, Matthews, Mitchell, Morris, Peay, Puryear, Schubert, Scott, Stainback, Tatum, Waddell, Wiggs and Wilkerson—31.

Representatives voting no were: Messrs. Armitage, Askew, Benham, Brooks, Carden, Cottrell, Cummings, Donaldson, Drummond, Dyer, Edens, Edwards, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Holman, Householder, Howland, Jestes, Kins-

land, Knowles, May, MacFarland, Miller of Monroe, Murray, Muse, Neal, Neeley, Perry, Poston, Richmond, Rowan, Royston, Smith, Tallant, Thrasher, Thomas, Thompson, Walker and Webb—45.

Mr. Benham moved to reconsider.

Mr. Cummings moved to table motion to reconsider.

The motion to table prevailed.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 490, To amend Act allowing physicians to dispense drugs, having arrived, the bill, accompanied by committee amendment, was taken up and read by the Clerk.

On motion, the committee amendments were adopted.

Passed third reading by the following vote:

Ayes.....	69
Noes.....	5

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Donaldson, Dunavant, Dyer, Fielder, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jestes, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, York and Mr. Speaker Cunningham—69.

Representatives voting no were: Messrs. Cummings, Everett, Groner, Horton and Stainback—5.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 430, To fix hours of elections in certain cities, having arrived, the bill was taken up and read by the Clerk.

Mr. Gordon moved to amend by providing that in cities of over 5,000 and under 9,000 inhabitants and under, the polls shall close at 7 o'clock.

The amendment was adopted.

Mr. Cottrell moved to amend so as not to apply to cities from 3,000 to 4,000 inhabitants.

Mr. Benham moved to table the amendment.

The motion to table prevailed.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	60
Noes.....	21

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Burkhalter, Candler, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dyer, Edwards, Everett, Fielder, Garrison, Gill, Garnett, Groner, Hall, Harris, Holman, Howell, Hudson, Jackson, Jestes, Johnson, Largent, Lipscomb, Matthews, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Travis, Waddell, Webb, White, Wilkerson and Mr. Speaker Cunningham—60.

Representatives voting no were: Messrs. Boucher, Brooks, Campbell, Carden, Dunavant, Edens, Galloway, Hartley, Howell, Horton, Householder, Howland, Kinsland, Knowles, MacFarland, Puryear, Sampson, Tallant, Tatum, Walker and Worley—21.

A motion to reconsider was tabled.

#### EXPLANATION.

MR. SPEAKER: I opposed amendment to except Knoxville from this bill on being told by friends of organized labor in the House that they endorse the bill; and I, for this reason, support the bill.

JESSE S. COTTRELL.

Mr. Benham moved to make House Bill No. 586 special order at 11 A. M., April 4.

The motion prevailed.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 572, To give legislative assent to certain Acts of Congress, having arrived, the bill was taken up and read by the Clerk.

Passed third reading by the following vote:

Ayes.....	73
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cottrell, Dixon,

Donaldson, Dunavant, Dyer, Edens, Edwards, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neeley, Perry, Poston, Puryear, Richmond, Royston, Sampson, Scott, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 170, To define and prohibit vagrancy; passed by the Senate.

Also to return House Bill No. 567, To create Third Circuit Court of Davidson County, the same having failed for want of a constitutional majority in the Senate.

Also to return House Joint Resolution No. 50, To elect Land Register; amended and concurred in by the Senate.

THOMAS, *Clerk.*

House Bill No. 782, To amend Act establishing Criminal Court for Montgomery County.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	1

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Burkhalter, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Hall, Harris, Hartley, Holman, Horton, Householder, Howland, Hudson, Jackson, Kenney, Kinsland, Knowles, Lipscomb, Matthews, May, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Neal, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Scott, Shea, Smith, Sneed, Stainback, Thrasher, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—66.

Representative voting no was Mr. Baldridge.

A motion to reconsider was tabled.

House Bill No. 750, To allow Ripley to issue bonds.



On motion, Senate Bill No. 593, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	82
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Boucher, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gordon, Groner, Hall, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—82.

A motion to reconsider was tabled.

Senate Bill No. 411, To repeal Act authorizing Maury County to issue bonds.

Passed third reading.

A motion to reconsider was tabled.

Thereupon the House adjourned until 2:30 P. M. to-day.

## AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

### SENATE BILLS ON SECOND READING.

Senate Bill No. 268, To authorize certain counties to contract with banks for interest on county funds.

Passed second reading and referred to Committee on Judiciary.

Senate Bill No. 273, To declare Holston River unnavigable.

Passed second reading and referred to Committee on Agriculture.

Senate Bill No. 294, To allow Nashville to increase its budget.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 295, To dispose of fines collected on account of cruelty to animals.

Passed second reading and referred to Committee on Charitable Institutions.

Senate Bill No. 316, To allow Lawrenceburg to issue bonds.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 332, To allow Memphis to convey certain alleys to Shelby County.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 334, To require Davidson County to pay indebtedness of Thirteenth School District.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 336, To amend charter of Humboldt.

Passed second reading and referred to Committee on Municipal Affairs:

Senate Bill No. 366, To create Board of Education for Davidson County.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 378, To create school district in Hardeman County.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 379, To amend charter of Middleton.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 423, To create school district in Gibson County.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 455, To legalize subsidies of Knox County Court to charitable institutions.

Passed second reading and referred to Committee on Charitable Institutions.

Senate Bill No. 470, To amend Act allowing Bristol to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 490, To allow Madison County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 501, To amend Chapter 83, Acts of 1901.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 507, To amend charter of Nashville relative to City Judge.

Passed second reading and referred to Committee on Judiciary.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 919, To create school district in Greene County,  
Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 920, To provide for probate of wills of non-residents and aliens.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 921, To amend Act relative to supplying certain cities with water.

Passed second reading and referred to Committee on Municipal Affairs.

Mr. Dixon moved that the House, when it adjourned, adjourn to meet at 8 o'clock to-night.

The motion prevailed.

House Bill No. 922, To amend Act incorporating Morristown.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 923, To locate road for Morristown to Holston River.

Passed second reading; no reference.

House Bill No. 924, To amend act relative to salary of County Surveyor.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 925, To amend Act incorporating Cookeville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 926, To incorporate Ellendale.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 927, To extend corporate limits of Trenton.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 928, To amend charter of abstract companies.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 929, To authorize Shelby County to issue bonds.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 930, To appropriate \$25,000 to college in Memphis.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 931, To change line between Putnam and DeKalb Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 932, To permit certain counties to appropriate adequate compensation.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 933, To amend charter of Nashville relative to salary of certain officials.

Passed second reading; no reference.

House Bill No. 934, To allow litigants to be heard orally.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 935, To amend Davidson County road law.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 936, To amend revenue Act of 1903.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 937, to amend Act relative to practice of medicine and surgery.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 938, To declare all persons carrying passengers for hire common carriers.

Passed second reading and referred to Committee on Railroads.

House Bill No. 939, To change line between Fayette and Hardeman Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 940, To amend Act establishing Eleventh Chancery Division.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 941, For relief of Albert Hatcher.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 942, To create school district in Sullivan County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 943, To protect fish in Scott County.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 944, To authorize Campbell County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 945, To amend Act authorizing Clarksville to issue bonds.

Passed second reading; no reference.

House Bill No. 946, To amend Act authorizing Clarksville to issue bonds.

Passed second reading; no reference.

House Bill No. 947, To require certain taxes spent for improvements.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 948, To reduce fire waste in Tennessee.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 949, To amend law regulating fire insurance.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 950, To amend Act validating three-fourths value clause.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 951, To amend charter of Tiptonville.

Passed second reading; no reference.

House Bill No. 952, To provide for vacancy in office of Governor.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 953, To provide for settlement of surviving partner on death of partner.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 954, To allow I. O. O. F. lodges to mortgage property.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 955, To amend the charter of Paris.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 956, To attach Jackson County to Twelfth Floterial District.

Mr. Smith moved to reject the bill.

Mr. Benham moved to table the motion to reject.

The motion to table failed.

The motion to reject failed.

Thereupon the bill passed second reading and was referred to Redistricting Committee.

House Bill No. 957, To change time of holding court in certain counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 958, To create school district in Decatur County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 959, To authorize Knox County Court to pay Attorney-General for services.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 960, To authorize Winchester to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 961, To appropriate money for State highway.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 962, To create new civil district in Cannon County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 963, To amend Act for management of schools in Shelby County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 964, To change time of holding court in certain counties.

Passed second reading; no reference.

House Bill No. 965, To restrict business of life insurance.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 966, To extend corporate limits of Cookeville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 967, To amend Act incorporating Obion.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 968, To allow Obion to issue bonds.

Passed second reading; no reference.

House bill No. 969, To extend powers of railroad companies.

Passed second reading and referred to Committee on Railroads.

House Bill No. 970, To establish Department of Immigration.

Passed second reading and referred to Committee on Immigration.

House Bill No. 971, To amend Act relative to inheritance tax.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 972, To develop Herbert Domain.

Passed second reading and referred to Committee on Mines.

House Bill No. 973, To allow employment of convicts in Herbert Domain.

Passed second reading and referred to Committee on Mines.

House Bill No. 974, To allow James County to issue road bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 975, To establish fence law for Bradley County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 976, To establish fence law for James County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 977, To create school district in Cannon County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 978, To create school district in Morgan County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 979, To incorporate LaFollette.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 980, To create school district in Hardeman County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 981, To define lawful fence for Hardeman County.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 982, To allow Dyer County to issue bonds for roads.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 983, To prohibit use of certain wagons for hauling logs.

Passed second reading and referred to Committee on Public Roads.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 690, To amend Act creating Railroad Commission, having arrived, the bill was taken up and read by the Clerk.

Mr. Lane called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	70
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Brooks, Campbell, Candler, Carden, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Lipscomb, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Scott, Sneed, Tatum, Thompson, Travis, Webb, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—70.

Representative voting no was: Mr. Stainback—1.

A motion to reconsider was tabled.

The hour fixed for consideration of House Bill No. 835, To enable counties to improve highways, having arrived, the bill was taken up and read by the Clerk.

Mr. Cooper of Shelby moved to postpone further consideration of the bill until same is printed and spread on desks of members of the House.

The motion failed.

Thereupon the bill passed third reading by the following vote:

Ayes .....	68
Noes .....	12

Representatives voting aye were: Messrs. Askew, Baldridge, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Chestnut,



Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Dunavant, Edens, Everett, Edwards, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hassell, Horton, Householder, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neeley, Peay, Perry, Puryear, Rowan, Royston, Sampson, Scott, Shea, Sneed, Tallant, Tatum, Thompson, Travis, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—68.

Representatives voting no were: Messrs. Benham, Cummings, Dyer, Hartley, Miller of Monroe, Murray, Neal, Poston, Smith, Waddell and White—12.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 261, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 507, 513, 537, 130, 483, 427 and 476, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 630, 744, 749, 430, 668, 572, 490 and 782, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 427, 476, 130, 537, 507, 513 and 483.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 141, To prohibit the manufacture and sale of misbranded and impure foods, etc., passed by the Senate.

Also to return House Bills Nos. 130, 427, 476, 483, 507, 513 and 537; signed by the Speaker of the Senate.

THOMAS, *Clerk.*

#### ON SENATE AMENDMENTS.

House Bill No. 704, The General Appropriation Bill, was called up on Senate amendments.

The House concurred in all the amendments, except No. 7, striking out \$500.00 for expenses for Judges and Attorneys-General; No. 12, to appropriate \$6,600 for negro scholarship, and No. 30, by striking out appropriation of \$500 for law library, to be expended by members of Supreme Court; all of which amendments were non-concurred in.

Mr. Stainback offered an amendment to Rules of House by providing that a bill may be called out of hands of committee when same has been there five days.

Same was referred to Committee on Rules of the House.

BY CONSENT.

MR. SPEAKER: Your Committee on Charitable Institutions beg leave to report that they have carefully examined House Bill No. 691 and Senate Bills Nos. 295 and 455, and recommend them for passage.

J. M. WILKERSON, *Chairman*.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 318, To provide for regulation and inspection of State banks; substituted for Senate Bill on the same subject, amended by adoption of a substitute, and passed by the Senate.

THOMAS, *Clerk*.

Thereupon the House adjourned until 8 o'clock to-night.

NIGHT SESSION.

The House met at 8 o'clock, and was called to order by Mr. Speaker Cunningham.

On motion, a call of the roll was dispensed with.

On motion of Mr. Kinsland, the roll was called, and each member was allowed to call up local bills, as follows:

SENATE BILLS ON FIRST READING.

Senate Bill No. 150, To create and regulate office of McNairy County Judge.

Passed first reading.

House Bill No. 675, To amend Act providing for compensation for Circuit Court Clerks, accompanied by Committee amendment.

On motion, the amendment was adopted.

Mr. Puryear moved to table the bill, as amended.  
The motion to table failed by the following vote:

Ayes .....	38
Noes .....	43

Representatives voting aye were: Messrs. Brooks, Candler, Chestnut, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dyer, Fielder, Garrison, Groner, Harris, Hartley, Hassell, Holman, Horton, Householder, Kinsland, Knowles, May, MacFarland, Miller of Monroe, Muse, Neal, Perry, Poston, Puryear, Rowan, Royston, Sampson, Smith, Tallant, Thrasher, Travis and Webb—38.

Representatives voting no were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Campbell, Cooper of Shelby, Corn, Dickens, Dunavant, Edwards, Everett, Galloway, Garnett, Hall, Hardin, Howell, Howland, Kenney, Largent, Lipscomb, Lockert, Marr, Matthews, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Peay, Schubert, Scott, Sneed, Stainback, Tatum, Thompson, Walker, White, Worley, York and Mr. Speaker Cunningham—43.

Thereupon the bill failed on third reading by the following vote:

Ayes .....	49
Noes .....	32

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Campbell, Candler, Cooper of Shelby, Corn, Cottrell, Dickens, Edwards, Everett, Galloway, Garnett, Gill, Hall, Hardin, Horton, Howell, Howland, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neeley, Peay, Poston, Puryear, Schubert, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson and White—49.

Representatives voting no were: Messrs. Brooks, Carden, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Fielder, Garrison, Groner, Harris, Hartley, Hassell, Holman, Householder, Jestes, Johnson, Kenney, Lane, MacFarland, Neal, Perry, Rowan, Royston, Sampson, Thrasher, Travis, Walker, Webb, Wiggs and Worley—32.

Mr. Meadows entered motion on Journal to reconsider.

House Bill No. 719, To authorize Cheatham County to establish and maintain free ferries, accompanied by committee amendment.

The amendment was adopted.

Passed third reading.

A motion to reconsider was tabled.

Mr. Cummings moved that members be allowed to call up only bills affecting their own counties.

Mr. Stainback moved to table.

The motion to table failed.

Thereupon the motion prevailed.

House Bill No. 384, To incorporate Medina.

Senate Bill No. 286, on same subject, was substituted for House Bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 647, To allow Newport to issue bonds.

Passed third reading by the following vote:

Ayes .....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Campbell, Candler, Carden, Chestnut, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

House Bill No. 442, To authorize Athens to issue bonds for schools.

Passed third reading by the following vote:

Ayes .....	71
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Benham, Bradley, Brooks, Campbell, Candler, Carden, Chestnut, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Fielder, Galloway, Gill, Hall, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jestes, Johnson, Kenney, Kins-

land, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Peay, Perry, Poston, Rowan, Royston, Sampson, Schubert, Smith, Thrasher, Tatum, Thompson, Travis, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

House Bill No. 653, To amend charter of Chattanooga.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 681, To amend charter of Chattanooga.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 903, To amend Act allowing justices of the peace in Shelby County to be live stock inspectors.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 889, To amend charter of Chattanooga.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 891, To pay County Judge of Knox County salary as financial agent.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 754, To change line of certain districts in Hamilton County.

On motion, Senate Bill No. 597, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 895, To incorporate Woodbury.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 821, To amend charter of Brownsville.

Passed third reading by the following vote:

Ayes .....	74
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Edwards, Fielder, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, How-

land, Jestes, Johnson, Kenney, Knowles, Largent, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Monroe, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Walker, Webb, White, Wiggs, York and Mr. Speaker Cunningham—74.

A motion to reconsider was tabled.

House Bill No. 582, To change line between Hamblen and Greene Counties.

Mr. Armitage moved to refer to Committee on New Counties and County Lines.

Mr. Benham called for previous question on motion to re-refer. The call was sustained.

Thereupon the motion to re-refer failed by the following vote:

Ayes .....	37
Noes .....	39

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Campbell, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Dunavant, Dyer, Edwards, Everett, Hardin, Horton, Howland, Johnson, Largent, MacFarland, Meadows, Mitchell, Montgomery, Morris, Neal, Peay, Puryear, Scott, Smith, Stainback, Thompson, Travis, White, Worley and Mr. Speaker Cunningham—37.

Representatives voting no were: Messrs. Brooks, Candler, Carden, Cottrell, Dixon, Donaldson, Drummond, Edens, Galloway, Garrison, Gill, Groner, Harris, Hartley, Hassell, Holman, Householder, Howell, Jestes, Kenney, Kinsland, Knowles, Lane, Marr, May, Miller of Tipton, Miller of Monroe, Muse, Perry, Poston, Sampson, Schubert, Sneed, Tallant, Tatum, Walker, Webb, Wiggs and York—39.

Mr. Stainback moved to table the bill.

The motion to table the bill prevailed by the following vote:

Ayes .....	60
Noes .....	9

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Campbell, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Edwards, Everett, Galloway, Hall, Hardin, Harris, Hassell, Holman, Horton, Howell, Howland, Johnson, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland,

Meadows, Mitchell, Montgomery, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, White, Worley and Mr. Speaker Cunningham—60.

Representatives voting no were: Messrs. Brooks, Cottrell, Donaldson, Drummond, Garrison, Gill, Householder, Kenney, Kinsland—9.

Mr. Holman moved to make House Bills Nos. 227, 757 and 872 special order at 10:30 A. M., April 5.

The motion prevailed.

House Bill No. 683, To authorize Elizabethton to issue bonds.

Passed third reading by the following vote:

Ayes .....	76
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Fielder, Galloway, Garrison, Gill, Hall, Hardin, Harris, Hassell, Holman, Householder, Howell, Howland, Jestes, Johnson, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—76.

A motion to reconsider was tabled.

#### PERSONAL PRIVILEGE.

Mr. Stainback rose to a question of personal privilege and extended his apologies to Mr. Donaldson for discourtesies upon the floor of the House, which were accepted.

By Mr. Neal *et als*, House Resolution No. 64, To expel H. M. Candler as member of the House for assaulting C. A. Stainback on floor of House.

On motion, the rules were suspended for consideration of the resolution.

Mr. Carden moved that resolution lie over for twenty-four hours.

Mr. Puryear moved to amend resolution by making it special order for 10:15 A. M., to-morrow.

The motion to postpone action until 10:15 A. M. to-morrow prevailed.

House Bill No. 485, To allow Henderson to issue bonds.

Senate Bill No. 383, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes .....	77
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Campbell, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Hall, Hardin, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley and Mr. Speaker Cunningham—77.

A motion to reconsider was tabled.

House Bill No. 712, To authorize Dresden to issue bonds.

Passed third reading by the following vote.

Ayes .....	72
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Campbell, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Gill, Hall, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Montgomery, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

House Bill No. 615, To allow Grundy County to issue bonds for roads.



Passed third reading by the following vote.

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Campbell, Carden, Chestnut, Cooper of Shelby, Cottrell, Cummings, Dixon, Drummond, Dunavant, Dyer, Edwards, Everett, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, May, MacFarland, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Perry, Poston, Puryear, Rowan, Royston, Sampson, Scott, Smith, Sneed, Tatum, Thomas, Thompson, Travis, Waddell, White, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

House Bill No. 788, To define lawful fence for Bledsoe County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 562, To authorize Sevier County to issue bonds for roads.

Passed third reading by the following vote.

Ayes .....	80
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Carden, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Edwards, Galloway, Garrison, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—80.

A motion to reconsider was tabled.

House Bill No. 623, To change line between Jefferson and Grainger Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 817, To authorize Cheatham County to issue bonds for roads.

Passed third reading by the following vote.

Ayes .....	69
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Campbell, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garrison, Garnett, Gill, Groner, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, MacFarland, May, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Peay, Perry, Poston, Puryear, Royston, Sampson, Scott, Smith, Sneed, Tallant, Thomas, Thompson, Travis, White, Wiggs, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 569, To amend Act to provide for creation of municipal corporations, accompanied by committee amendment.

On motion, the amendment was adopted.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 269, To repeal Act creating office of Turnpike Commissioners for Davidson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 771, To amend Act incorporating Johnson City.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 913, To create school district in Wilson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 829, To allow Gibson County to issue bonds.

On motion, Senate Bill No. 600, on same subject, was substituted for House bill.

Passed third reading by the following vote.

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Campbell, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Householder, Howland, Jestes, Johnson, Kenney, Knowles, Lipscomb, Lockert, Marr,

Matthews, May, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Peay, Perry, Poston, Puryear, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Webb, Wiggs, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

Mr. Meadows moved to make House Bill No. 720, To provide for collection of statistics of farm and garden products, special order at 3 P. M., April 4.

The motion prevailed.

Mr. Howland moved to refer House Bill No. 687, To fix rate of interest banks may pay on deposits, to Committee on Banks.

The motion prevailed.

House Bill No. 659, To provide for creation of roads in Anderson County.

Passed third reading by the following vote:

Ayes .....	69
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Campbell, Carden, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Galloway, Garrison, Gill, Groner, Hall, Hardin, Harris, Hassell, Horton, Householder, Howland, Jestes, Johnson, Kenney, Kinsland, Largent, Lipscomb, Lockert, Marr, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Webb, Wiggs, Worley and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 718, To establish fence law for Anderson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 865, To amend Act establishing uniform system of public schools.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 694, To prohibit erection of wooden buildings in certain county seats, accompanied by committee amendment.

On motion, the amendment was adopted.

The bill, as amended, passed third reading.

A motion to reconsider was tabled.

BY CONSENT.

By Mr. Cottrell, House Bill No. 1,014, To amend Act relative to religious institutions.

Passed first reading.

By Mr. York, House Bill No. 1,015, To enact road law for certain counties.

Passed first reading.

By Mr. Gill, House Bill No. 1,016, To allow certain County Courts to make appropriations.

Passed first reading.

By Mr. York, House Bill No. 1,017, To repeal laws relative to granting of lands.

Passed first reading.

By Mr. Garrison, House Bill No. 1,018, To create civil district in Grundy County.

Passed first reading.

By Mr. Dyer, House Bill No. 1,019, To amend Act incorporating Cookeville.

Passed first reading.

Mr. Hall moved to make House Bill No. 706, To amend assessment laws, special order at 3 P. M., April 4.

The motion prevailed.

Mr. Horton moved to make House Bill No. 76, To prohibit use of railroad passes, special order at 4 P. M., April 4.

The motion prevailed.

Mr. Worley moved to make House Bill No. 703, To compensate Attorney-General of State, special order at 11:45 A. M., April 4.

The motion prevailed.

Thereupon the House adjourned until 10 A. M. to-morrow.

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THURSDAY, APRIL 4, 1907.

SIXTY-FOURTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 96 members were found to be present.

Members absent: Messrs. Hudson, Dickens and Rambo, who were excused.

On motion, the reading of the Journal of yesterday's proceedings was dispensed with.

#### PERSONAL PRIVILEGE.

Mr. Candler rose to a question of personal privilege and apologized to Mr. Stainback and the House for attack on Mr. Stainback on night of April 3.

#### ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 907, 891, 719, 903, 653, 690 and 623, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 734, 477, 435 and 530, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### REPORT OF COMMITTEE.

MR. SPEAKER: Your Committee on Finance, Ways and Means herewith return House Bill No. 619, without having taken any action on same.

S. H. COOPER, *Chairman*.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 734, 435, 477 and 530.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary return Senate Bills Nos. 268 and 507, recommended for passage.

Also House Bills Nos. 213, 802, 825, 852, 864, 772 and 957 for passage.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Rules beg leave to report that we have carefully considered, and recommend for passage, the attached Rule No. 36½.

PURYEAR, *Chairman*.

*Rule 36½.*

During the last twelve days of the session, any bill or other matter which has been lodged with a committee more than five days may be called out and placed on the calendar by any member of the House, unless the same be objected to by two-thirds of the members.

Adopted.

MR. SPEAKER: Your Committee on Finance, Ways and Means have considered the following bills and recommend their passage: House Bills Nos. 601, 936, 873, 766, 377, 380, 783, 650, 609, 716 and 216.

S. H. COOPER, *Chairman.*

MR. SPEAKER: Your Committee on Agriculture recommend for passage House Bills Nos. 981, 975 and 976, and Senate Bills Nos. 273 and 288, with amendment; and for rejection House Bills Nos. 839 and 840.

BRADLEY, *Chairman.*

MR. SPEAKER: Your Committee on Public Printing have carefully examined House Bill No. 897 and recommend same for passage.

QUIMBY DYER, *Chairman.*

MR. SPEAKER: Your Committee on Incorporations have carefully considered House Bills Nos. 552, 857 and 899, and recommend as follows: No. 899, substitute bill for passage; No. 857 for passage; No. 552 for rejection.

W. B. SNEED, *Chairman.*

MR. SPEAKER: Your Committee on Education have carefully considered Senate Bills Nos. 366, 378, 334 and 316, and House Bills Nos. 942, 919, 978, 980, 977 and 958, and recommend same for passage. Also House Bill No. 486, with committee amendment, recommended for passage.

PEAY, *Chairman.*

MR. SPEAKER: Your Committee on Mines has considered the following bills and recommend their passage: House Bills Nos. 972 and 973.

JOHN RANDOLPH NEAL, *Chairman.*

MR. SPEAKER: Your Committee on Railroads have considered Senate Bill No. 126, and recommend it for passage.

GEO. R. KENNEY, *Chairman.*

MR. SPEAKER: Your Committee on Public Roads have carefully considered House Bills Nos. 974 and 944, and Senate Bill No. 490, and recommend same for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Sanitation have considered House Bill No. 937, and recommend same for passage.

D. L. HOWELL, *Chairman*.

MR. SPEAKER: Your Committee on New Counties and County Lines have considered House Bill No. 931, and recommend same for passage.

POSTON, *Chairman*.

#### SPECIAL ORDER.

The hour fixed for consideration of House Resolution No. 64, To expel member, H. M. Candler, from membership in House, having arrived, the resolution was read by the Clerk.

Mr. Gordon offered a substitute in nature of an amendment by accepting apology of Mr. Candler and dismissing the matter further.

Mr. Peay moved to table the amendment.

Ruled out of order.

Mr. Dixon offered a substitute in nature of an amendment to suspend Mr. Candler ten days.

Ruled out of order.

Mr. Puryear moved to amend resolution by suspending Mr. Candler three days from membership in the House.

Mr. MacFarland moved to amend amendment by striking out three days and inserting two days.

Mr. Gordon moved to table.

Mr. Lipscomb raised a point of order that House had no right to expel a member.

The point of order was sustained.

The resolution to suspend was thereupon declared out of order.

Mr. Gordon moved to amend by dropping name of Mr. Candler from roll for two days.

Ruled out of order.

Mr. Marr moved to amend by having Mr. Candler brought to bar of the House and publicly reprimanded by the Speaker.

Ruled out of order.

Mr. Puryear called for the previous question on adoption of the resolution.

The call was sustained.

Mr. Neal, by consent of the House, withdrew the original resolution.

The following resolution was then introduced:

By Mr. Cooper of Shelby, House Resolution No. 65, To accept apology of Mr. Candler and demand public reprimand.

On motion, the rules were suspended for consideration of the resolution.

Thereupon, the resolution was adopted.

A motion to reconsider was tabled.

#### PUBLIC REPRIMAND.

The Speaker appointed Messrs. Corn, MacFarland and Murray to conduct Mr. Candler to the bar of the House, where he was publicly reprimanded by Mr. Speaker Cunningham for attack on Mr. Stainback on night of April 3.

Mr. Candler accepted the reprimand and again expressed regret at the unfortunate occurrence.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 31, To authorize Governor to call committee of manufacturers and labor representatives to consider child labor question, adopted for concurrence.

THOMAS, *Clerk.*

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 306, To appropriate money for State Fair, having arrived, the bill was taken up.

Mr. Bradley moved to amend by striking out 20,000 wherever it occurred in the caption, and in Section 1, and insert 10,000; and by striking out 10,000 and 5,000 wherever they occur in Section 1, and insert 5,000 and 2,500, respectively.

The amendment was adopted.

On motion, Senate Bill No. 230, on same subject, was substituted for House bill.

Mr. Gordon moved to amend by distributing amount sought to be appropriated equally to all county fairs of State.

Mr. Wilkerson moved to table.

The motion to table prevailed.

Mr. Corn called for previous question on passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	57
Noes .....	36



Representatives voting aye were: Messrs. Askew, Benham, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Drummond, Dunavant, Fielder, Gill, Hall, Harris, Hartley, Horton, Householder, Howland, Jackson, Johnson, Kinsland, Knowles, Lane, Lockert, Marr, Matthews, McElroy, MacFarland, Meadows, Montgomery, Morris, Neal, Peay, Perry, Puryear, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Talant, Thrasher, Waddell, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—57.

Representatives voting no were: Messrs. Armitage, Baldrige, Boucher, Campbell, Dickens, Donaldson, Dyer, Edwards, Everett, Galloway, Garrison, Garnett, Gordon, Groner, Hardin, Hassell, Howell, Hudson, Kenney, Largent, Lipscomb, Miller of Monroe, Miller of Tipton, Mitchell, Murray, Muse, Neeley, Poston, Richmond, Rowan, Scott, Tatum, Thomas, Thompson, Travis and Walker—36.

#### EXPLANATION.

In my county platform instructions I was directed to oppose any appropriation for a State Fair. I therefore vote no on the passage of the bill.

GALLOWAY.

I vote no because my people of Dyer County are opposed to the appropriation.

GORDON.

In my county platform instructions I was directed to oppose any appropriation for the State Fair. I therefore vote no on the passage of the bill.

LIPSCOMB.

Everything else in Tennessee has received all they asked for. The farmers desire something. I vote aye.

R. C. MCELROY.

#### PERSONAL PRIVILEGE.

Mr. Carden rose to a question of personal privilege and explained his position as Chairman of Committee on Municipal Affairs, with reference to House Bill No. 604, To repeal charter of Jackson.

#### BY CONSENT.

By Mr. Cunningham, House Bill No. 1,020, To secure establishment of line between Arkansas and Tennessee.

Passed first reading.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 586, To re-organize Criminal Court in Shelby County, having arrived, the bill was taken up and read by the Clerk.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 160, To allow Loudon County to issue bonds.

Senate Bill No. 382, To allow Clarksville to issue bonds for waterworks purposes.

Senate Bill No. 441, To create school district out of parts of Wilson and Smith Counties.

Senate Bill No. 489, To change line between Hardeman and Madison Counties.

Senate Bill No. 511, To create school district in Crockett County.

Senate Bill No. 563, To allow Maury County to issue bonds.

Senate Bill No. 568, To amend charter of Tullahoma.

Senate Bill No. 623, To allow Dresden to issue bonds.

Senate Bill No. 633, To create school district in Union County.

Senate Bill No. 659, To create school district in Sullivan County.

Senate Bill No. 673, To change line between Bedford and Moore Counties.

Senate Bill No. 679, To amend Act of present session creating school district in Weakley County.

Senate Bill No. 692, To amend general school law of 1873 as to certain counties.

Senate Bill No. 698, To amend charter of Cornersville.

All passed by the Senate.

Also to transmit Senate Bills Nos. 411, 474, 546 and 593 for the signature of the Speaker of the House.

Also to return House Bills Nos. 734, 435, 477 and 530, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Pending further consideration of House Bill No. 586, the House adjourned until 2 o'clock to-day.

AFTERNOON SESSION.

The House met at 2 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

### INTRODUCTION OF RESOLUTIONS.

By Mr. Stainback, House Resolution No. 66, To investigate theft of bill to repeal charter of Jackson.

On motion, the rules were suspended for consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

### UNFINISHED BUSINESS.

The unfinished business of the morning session being consideration of House Bill No. 586, To reorganize Criminal Court of Shelby County, the House resumed consideration of the same.

Mr. Shea called for previous question on passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	64
Noes .....	4

Representatives voting aye were: Messrs. Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Chestnut, Cottrell, Dixon, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Garner, Hall, Harris, Hartley, Holman, Householder, Howland, Hudson, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lockert, Matthews, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, Webb, Worley and York—64.

Representatives voting no were: Messrs. Howell, MacFarland, Puryear and White—4.

A motion to reconsider was tabled.

House Bill No. 597, To create office of Assistant Attorney-General in Shelby County.

Passed third reading by the following vote:

Ayes .....	64
Noes .....	3

Representatives voting aye were: Messrs. Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Cooper of Shelby, Corn, Dixon, Drummond, Dunavant, Dyer, Edens, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Harris, Hartley, Holman, Householder, Howell, Howland, Jackson, Johnson, Kenney,

Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Morris, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thomas, Thompson, Travis, Waddell, Webb, White, Worley and Mr. Speaker Cunningham—64.

Representatives voting no were: Messrs. Hassell, MacFarland and Meadows—3.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

Mr. Hall moved to make House Bill No. 706 special order at 10:30 A. M., April 5, and House Bill No. 650 at 10:45 A. M., April 5.

The motion prevailed.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 703, To compensate Attorney-General of State for certain services, having arrived, the bill was taken up and read by the Clerk.

Mr. Lane called for previous question on the passage of the bill.

The motion prevailed.

Thereupon the bill failed on third reading by the following vote:

Ayes .....	45
Noes .....	27

Representatives voting aye were: Messrs. Armitage, Benham, Brooks, Candler, Chestnut, Cooper of Shelby, Cottrell, Drummond, Dunavant, Edens, Fielder, Gill, Groner, Hall, Harris, Holman, Horton, Householder, Howland, Johnson, Kenney, Knowles, Lane, Lockert, Marr, May, Miller of Monroe, Mitchell, Muse, Neal, Poston, Rowan, Royston, Schubert, Shea, Smith, Sneed, Stainback, Thompson, Travis, Waddell, White, Worley, York and Mr. Speaker Cunningham—45.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Corn, Dixon, Donaldson, Dyer, Edwards, Everett, Galloway, Garnett, Hardin, Howell, Hassell, Jackson, Largent, Matthews, Meadows, Miller of Tipton, Montgomery, Neeley, Peay, Perry, Puryear, Richmond, Sampson, Scott, Tatum and Thomas—27.

Mr. Dixon entered motion on Journal to reconsider.

SPECIAL ORDER.

Mr. Neal moved to make House Bill No. 972 special order at 11:45 A. M., April 5.

The motion prevailed.

SENATE MESSAGES.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return:

House Bill No. 12, To amend Chapter 160, Acts of 1895, as to insurance.

House Bill No. 74, To extend powers of railroads as to condemnation for water purposes.

House Bill No. 241, To prohibit shipment of intoxicating liquor.

House Bill No. 268, To create school district in Carroll County.

House Bill No. 312, To create school district in Sequatchie County.

House Bill No. 313, To amend Section 2, Chapter 242, Acts of 1879.

House Bill No. 405, To sell certain school property in Franklin County.

House Bill No. 411, To create school district in Hickman County.

House Bill No. 440, To create school districts out of parts of Marion and Sequatchie Counties.

House Bill No. 472, To allow Bradley County to issue bonds.

House Bill No. 484, To amend school law of Lauderdale County.

House Bill No. 489, To create school district in Sevier County.

House Bill No. 500, To create school district in McNairy County.

House Bill No. 495, To provide road law for Smith County.

House Bill No. 499, To create school district in McNairy County.

House Bill No. 506, to create school district in Marion County.

House Bill No. 508, To create school district in Gibson County.

House Bill No. 524, To create school district in Unicoi County.

House Bill No. 571, To legalize subsidies of Knox County Court to charitable institutions.

House Bill No. 583, To create school district in Crockett County.

House Bill No. 584, To create school district in Crockett County.

House Bill No. 593, To authorize sale of certain school lands in Warren County.

House Bill No. 595, To create school district in Pickett County.

House Bill No. 596, To amend Act to redistrict Hawkins County.

House Bill No. 600, To authorize Fentress County to issue school bonds.

House Bill No. 606, To create school district in Crockett County.

House Bill No. 635, To create school district in Blount County.

House Bill No. 637, To provide compulsory educational law for certain counties.

House Bill No. 641, To amend charter of Nashville.

House Bill No. 646, To create school district in Gibson County.

House Bill No. 663, To create school district in Monroe County.

House Bill No. 711, To change line between DeKalb and Putnam Counties.

All passed by the Senate.

Also to return:

House Bill No. 285, To amend Sullivan County road law; tabled by the Senate.

House Bill No. 599, To abolish office of County Judge for Fentress County; amended and passed by the Senate.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Municipal Affairs return House Bill No. 604, without recommendation.

CARDEN, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 842, 880, 910, 881, 927, 882, 883, 811, 947, 850 and 960, and House Bill No. 605, without recommendation, the motion to recommend having failed by a vote of 12 to 12. Senate Bills Nos. 294 and 296 for passage.

CARDEN, *Chairman*.

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 411, 474, 546 and 593.

#### BY CONSENT.

MR. SPEAKER: Your Committee on Military Affairs have examined House Bill No. 634 and recommend same for passage.

MCCELROY, *Chairman*.

ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 718, 799, 694, 835, 913, 683, 821, 681, 771, 889, 788, 647, 865, 442 and 615, and find same correctly engrossed and ready for transmission to the Senate.

Also House Resolutions Nos. 65 and 66 correctly enrolled and ready for signature of the Speaker.

WADDELL, *Chairman.*

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 519, To license detectives and detective agencies, having arrived, the bill was taken up and read by the Clerk.

Mr. Hall moved to table the bill.

The motion to table failed.

Thereupon the bill failed on third reading by the following vote:

Ayes .....	41
Noes .....	22

Representatives voting aye were: Messrs. Armitage, Askew, Brooks, Burkhalter, Campbell, Corn, Dixon, Dyer, Fielder, Galloway, Garnett, Hassell, Householder, Howell, Howland, Jackson, Knowles, Lane, Largent, Lockert, Marr, Matthews, May, McElroy, MacFarland, Miller of Tipton, Mitchell, Montgomery, Neeley, Poston, Richmond, Rowan, Royston, Schubert, Scott, Shea, Smith, Sneed, Tatum, Thomas and Mr. Speaker Cunningham—41.

Representatives voting no were: Messrs. Benham, Bradley, Carden, Donaldson, Dunavant, Edens, Edwards, Hall, Harris, Hartley, Holman, Horton, Hudson, Johnson, Puryear, Sampson, Stainback, Tallant, Thompson, Travis, Waddell and Worley—22.

Present but not voting: Garrison, Thrasher and White.

SIGNED.

The Speaker announced that he had signed House Resolutions Nos. 65 and 66.

COMMITTEE ANNOUNCED.

The Speaker announced the committee under House Resolution No. 65, To investigate theft of Jackson charter bill: Messrs. Marr, Stainback, Holman and Puryear.

Mr. Horton moved that the House adjourn at 5:30 P. M., to meet again at 9:30 A. M. to-morrow.

The motion prevailed.

House Bill No. 618, To protect owners of certain receptacles.

Mr. Stainback moved to table the bill.

The motion to table prevailed.

Mr. Horton moved that the House consider only local bills after five o'clock.

The motion prevailed.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 126, To authorize citations of summons of non-residents, having arrived, the bill, accompanied by committee amendment, was taken up and read by the Clerk.

On motion, the committee amendments were adopted.

Thereupon the bill passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Corn, Cummings, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Gordon, Groner, Hall, Hassell, Holman, Householder, Howell, Howland, Johnson, Kenney, Knowles, Lane, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thomas, Travis, Waddell, Webb, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 712,



562 and 817, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 606, 711, 313, 440 and 635, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

SPECIAL ORDER.

Mr. Cummings moved to make Senate Bill No. 236 special order at 4:55 P. M. to-day.

The motion prevailed.

SPECIAL ORDER.

Mr. Cummings moved to make House Bill No. 195 special order at 5:05 P. M. to-day.

The motion prevailed.

SPECIAL ORDER.

Mr. Bradley moved to make House Bill No. 604, To repeal charter of Jackson, special order at 10 A. M. to-morrow.

The motion prevailed by the following vote:

Ayes .....	58
Noes .....	20

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Garnett, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Perry, Puryear, Rowan, Sampson, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Webb, Worley and York—58.

Representatives voting no were: Messrs. Armitage, Benham, Candler, Cooper of Shelby, Corn, Cummings, Edwards, Groner, Hall, Hardin, Harris, Holman, Johnson, Poston, Richmond, Royston, Schubert, Shea, Stainback and Waddell—20.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 635, 440, 313, 711 and 606.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 720, To provide for collection of statistics of farm and garden products, having arrived, the bill was taken up and read by the Clerk.

Thereupon the bill passed third reading by the following vote:

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Carden, Cooper of Shelby, Corn, Cummings, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Hall, Hardin, Hassell, Holman, Horton, Householder, Howland, Jackson, Kenney, Kinsland, Knowles, Lipscomb, Lockert, Marr, Matthews, May, Miller of Monroe, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thompson, Travis, Webb, White, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 714, To create school district in Wilson County. Passed by the Senate.

THOMAS, *Clerk.*

House Bill No. 660, To provide liens for persons operating threshing machines.

The bill failed on third reading by the following vote:

Ayes .....	45
Noes .....	22

Representatives voting aye were: Messrs. Armitage, Brooks, Campbell, Cummings, Corn, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Gill, Hardin, Harris, Hartley, Householder, Howell, Howland, Jackson, Johnson, Kenney, Kinsland, Largent, Marr, Montgomery, Matthews, May, Miller of Tipton, Morris, Neal, Neeley, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Thompson, Travis, Webb, White, Worley and York—45.

Representatives voting no were: Messrs. Benham, Burkhalter, Carden, Cooper of Shelby, Galloway, Groner, Hall, Holman, Hor-

ton, Knowles, Lipscomb, MacFarland, Meadows, Mitchell, Perry, Poston, Puryear, Stainback, Tallant, Waddell, Wiggs and Mr. Speaker Cunningham—22.

Mr. Benham moved to reconsider.

Mr. Stainback moved to table.

The motion to table prevailed.

Senate Bill No. 236, To amend Act providing for reorganization of corporations.

Passed third reading by the following vote:

Ayes ..... 68

Noes ..... 0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Carden, Cooper of Shelby, Corn, Cummings, Donaldson, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Johnson, Kenney, Knowles, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Neal, Neeley, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunnigham—68.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 540, which he has approved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

#### BY CONSENT.

By Mr. Lane, House Bill No. 1,021, To change line between Maury and Williamson Counties.

Passed first reading.

House Bill No. 1,022, To create road law and commission for Williamson County.

Passed first reading.

By Mr. Chestnut, House Bill No. 1,023, to allow Hawkins County to issue bonds for roads.

Passed first reading.

By Mr. Chestnut, House Bill No. 1,024, To authorize State to contract for insurance.

Passed first reading.

By Mr. Donaldson, House Bill No. 1,025, To allow Morristown to issue bonds.

Passed first reading.

By Mr. Jestes, House Bill No. 1,026, To create Board of Road Commissioners for certain counties.

Passed first reading.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 945, To amend Act authorizing Clarksville to issue bonds for streets.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 946, To amend Act authorizing Clarksville to issue bonds for schools.

Passed third reading.

A motion to reconsider was tabled.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 692, To amend school law of Tipton County.

Passed first reading.

Thereupon the House adjourned until 9:30 A. M. to-morrow.

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FRIDAY, APRIL 5, 1907.

#### SIXTY-FIFTH DAY.

The House met at 9:30 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 96 members were found to be present.

Members absent: Messrs. Cooper of White, Wiggs and Rambo, who were excused.

On motion, the reading of the Journal of Thursday's proceedings was dispensed with.

INTRODUCTION OF RESOLUTIONS.

By Mr. Garnett, House Resolution No. 67, To express sorrow at death of daughter of Hon. John S. Cooper.

On motion, the rules were suspended for consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit:

Senate Bill No. 710, To create a State Board of Elections, etc.

Senate Bill No. 711, To create a County Election Commissioner.

Both passed by the Senate.

Also to return:

House Bill No. 438, To authorize Memphis to open and improve streets.

House Bill No. 648, to amend charter of Grand Junction.

House Bill No. 755, To create Jury Commission for Hardin County.

House Bill No. 799, To create Board of Road Commissioners for Shelby County.

House Bill No. 818, To create school district in Coffee County.

House Bill No. 821, To amend charter of Brownsville.

House Bill No. 827, To regulate and prohibit location of public parks.

House Bill No. 866, To amend charter of Springfield.

House Bill No. 913, To create school district in Wilson County.

All substituted for Senate Bills on same subject and passed by the Senate.

Also to return:

House Bill No. 424, To abolish Shelby County Levee Commission.

House Bill No. 551, To amend charter of Adams.

House Bill No. 631, To create Jury Commission for Bedford County.

All substituted for Senate Bills on same subject and passed by the Senate.

House Bill No. 129, To allow Morristown to extend water-works system.

House Bill No. 697, To authorize Memphis to issue bonds to build police station. Both substituted for Senate bills on the same subjects, amended and passed by the Senate.

Also to return:

House Bills Nos. 313, 440, 606, 635 and 711, signed by the Speaker of the Senate.

Also to transmit:

Senate Bills Nos. 383 and 597, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 383 and 597.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Roads have carefully considered House Bills Nos. 11 and 838, and recommend same for passage.

MEADOWS, *Chairman.*

MR. SPEAKER: Your Committee on Railroads have considered House Bills Nos. 117, 122 and 785, known as Anti-Free Pass Bill and Demurrage Bill and recommend them for rejection.

They also considered House Bills No. 969 and 938, and recommend for passage, with committee amendment.

GEO. R. KENNEY, *Chairman.*

MR. SPEAKER: Your Committee on Sanitation have considered House Bill No. 970, and recommend same for passage.

HOWELL, *Chairman.*

#### REPORT FROM SELECT COMMITTEE.

The following report was received from Special Committee to investigate agricultural interests of State:

On motion, the report was ordered spread on the Journal.

*To the Fifty-fifth General Assembly of the State of Tennessee:*

We, your Joint Committee on Agriculture, selected to make an inspection of the various agricultural institutions of the State, respectfully submit the following report:

We went first to Knoxville, and visited, in the order named, the Agricultural College, the part of the farm devoted to horticulture, under the management of Prof. Keffer; the dairy, the cow barns and the cattle and swine pens, under the guidance of Prof. Morgan; and the farm, with its experimental plats of wheat, rye, barley, alfalfa, etc., with Prof. Bain.

The Tennessee Experiment Station connected with the University of Tennessee has two farms, situated just outside of the city of Knoxville; one of 140 acres to the west of the city on the Tennessee River, and an upland farm of 90 acres to the northwest. The farm on the river is devoted to grains, grasses, live stock, poultry, bees, etc., and has on it the main buildings of the Experiment Station, including seed house, dairy and barns. The upland farm is devoted to experiments in horticulture and fruit growing. On it is the residence of the head of this department. A large part of both farms is divided into plats for experiments in various kinds of wheat, oats, rye, clover, alfalfa, grasses and small fruits. The total number of plats is more than one thousand.

The station staff consists of sixteen experts and a number of clerks and stenographers.

While much of the product of the farm is sold on the market at a good price, and the sum total of receipts from this source is considerable, it should be remembered that the purpose of the station is investigation and not profit. No one can predict with certainty what the results from any new and untried crop or variety of live stock, or from untried methods of cultivation and feeding, will be. From the very nature of the case many of the most costly tests must result in failure, and hence in financial loss to the station. But these very tests may prove the most valuable, from the standpoint of the real purpose of the station, and the most profitable to the agricultural interests of the State. The reports of the failure of the experiments made under the most favorable conditions may prevent great loss to thousands of farmers who would otherwise, under less favorable conditions, and with less ability to guard against failure, lose many thousands of dollars of invested capital and much time and labor.

The variety and extent of the experiments on the farm are very great, and even bare mention of them all in a brief report of this nature is impossible. Those who would study them fully can easily do so in the annual reports of the station, and in the numerous bulletins which can be had for the asking. Among the more important pieces of work now in progress are the following:

(1) *A Careful Scientific Study and Analysis of the Various Types and Formation of Soils in the Several Geological Divisions of the State.* When the ingredients of the soil of any particular locality are thus determined, it is possible to select with certainty the type of fertilizer needed for any specific crop to be grown on it. Without this knowledge, the farmer would probably spend

much money for fertilizers of little or no value for his soil, or for the crop he wishes to grow. When it is remembered that more than three millions of dollars are expended annually in Tennessee for commercial fertilizers, and that more than this amount is lost by our farmers in attempting to produce crops on soils not adapted to them, the importance of this work can begin to be understood. When these studies have been completed, and the results have become known to the farmers of all sections, they will result in millions of dollars of profits and savings annually.

(2) *Rotation of Crops.* For several years the station has been studying crop rotation with a view to developing systems of rotation which will result in the largest yields of individual crops, and at the same time add most to the fertility of the soil on which the crops are grown. The successful farmer must not only make his profit on his crops, but if he is to continue to succeed, he must so cultivate his soil and rotate his crops, as to conserve the fertility and add to the value of his lands. These experiments now being carried on at the station will add scientific certainty to the common-sense knowledge of this subject now more or less common to the farmers of this State.

(3) *The Analysis of Feed-stuffs.* For many years feed-stuffs, such as rice and wheat bran, cottonseed meal and other meals, and the refuse of large cereal or breakfast food factories have been adulterated with cheap and indigestible ingredients, not only useless, but injurious to animals consuming them; and these feed-stuffs thus adulterated have been sold at prices far beyond their real value. The analysis of these feed-stuffs, and the investigations of their nutritive qualities at the station have given farmers the information necessary to enable them to protect themselves against these fraudulent adulterations and exorbitant prices.

(4) *Experiments in Feeding Values of Various Crops.* As a rule our farmers have made no just discrimination as to the feeding values of various crops produced on the farm, and of feed-stuffs purchased in the market. The purpose of these experiments is to determine accurately these values, and through the publications of the station to give the information to the farmers and live-stock growers of the State. For instance, the experiment station has proven by experimental feeding of dairy and beef cattle that alfalfa grown and harvested at \$6.00 per ton is as valuable, *pound for pound*, as wheat bran purchased at \$20.00 per ton; that corn stover, millions of tons of which go to waste on the farms of the State annually, has nearly as much



feeding value as timothy hay; that corn and sorghum silage produced at \$1.50 per ton, has a much greater feeding value per acre than timothy hay purchased at \$15.00 or more per ton; that soy beans can be produced upon any farm in the State at \$10 and \$12 per ton, and are equal in feeding value to cotton-seed meal, which now sells at from \$28 to \$30 per ton.

A recent test of the feeding value of an acre of corn, an acre of cow peas and an acre of soy beans, shows that the soy beans produced 389½ pounds of beef; the acre of peas, 286 pounds of beef, and the acre of corn only 128 pounds. This one demonstration indicates that we are depleting our land by producing a less valuable crop (corn), which tends to impoverish the soil, rather than to enrich it, when more than three times the amount of food can be produced by growing soy beans, and more than twice as much by growing cow peas, both of which crops tend to enrich the soil. The objection to these crops (soy beans and cow peas) has been the difficulty of getting seed; but the station has within the past year thoroughly tested a cow pea and bean thresher which has proven to be entirely satisfactory. When the farmers of this State have fully learned the results of the station experiments with soy beans, alfalfa and cow peas, the value of the farm products and live stock of the State will be largely increased.

(5) *Clover Sickness.* For the past two years Prof. Bayne and Mr. Essary, connected with the botanical department of the station, have been investigating the cause of the failure of the clover crop in Tennessee. This trouble has usually been attributed to some condition of the land, and has been termed "clover sickness." Prof. Bayne and Mr. Essary have found that this failure of the clover crop in this and other States is due to a new germ or fungus disease. To them and to the Tennessee station is due the credit of the discovery of this disease, which is new to science. Not only have they found the cause of the disease, but they have apparently found a cure by selecting individual plants for resistance to the disease, and thus getting seed which will produce plants immune to it. If this investigation proves a practical success, as it now promises, it will be worth many hundreds of thousands of dollars annually to the farmers of Tennessee, and most of all to those of Middle Tennessee.

(6) *Experiments for Improvement in Varieties of Cotton.* In co-operation with the Department of Agriculture of the United States, the botanical department of the station is conducting experiments for the improvement of cotton in our cotton-growing

counties. Experiments have been in progress in Fayette County for three years, and much has already been accomplished. The purpose of the experiments is to find just what varieties of cotton are best adapted to the soil and climatic conditions of our cotton counties, and then, by careful breeding and selection, to improve these varieties so as to get the most abundant yields from them.

(7) *Miscellaneous Experiments.* The station is getting invaluable results in the control of insect ravages on the fruits and crops of the State; in the development of better methods of dairy practice; in methods for the eradication of the cattle tick; in tests and studies of many varieties of farm crops, fruits and vegetables; in the best methods of spraying and pruning fruit trees; in the control of contagious diseases in plants and animals; in the study of the adulteration of farm seeds and feeds; in the selection of seeds of grain crops; in practical methods of poultry raising, and in a comprehensive study of the agricultural resources of the State.

These investigations have been conducted on the farms and in the laboratories by trained men, with specific knowledge of the subjects studied. The purpose has been, not only to find varieties of crops and live stock best adapted to the conditions of the State, but also to find what varieties are not successful here. The information as to the varieties not to be grown or the fertilizer or food-stuff not to be used, will often prove as valuable to the farmer as the knowledge of the variety that will succeed, or the brand of fertilizer or food-stuff that will produce a profit.

Bulletins, reports and circulars containing the results of the experiments at the station are published and sent to the farmers of the State. The members of the college and station staff attend Farmers' Institutes and lecture on their various specialties, and are in constant correspondence with thousands of farmers in all sections of the State, in regard to soils, crop diseases, fertilizers, stock-breeding, fruit growing, and all other matters which relate to the agricultural welfare of the State.

The following is a list of subjects now under investigation at the Station in the Agricultural Department:

#### IN AGRONOMY.

Corn—Tests of twenty-four varieties; distance in planting; experiments with large, medium and small varieties; fertilizer experiments; improvement of varieties by selection and breeding.

Wheat—Tests of twenty-one varieties, including three varieties of spelt; rates of seeding; seed selection and improvement; fertilizer experiments.

Oats and Barley—Variety tests of both winter and spring oats; improvement by seed selection.

Cow Peas—Variety tests both when grown with corn and when grown alone.

Soy Beans—Tests of twenty-four varieties; dates of planting; comparison with cow peas.

Millet—Tests of varieties; fertilizer experiments; effects on the soil when grown with cow peas and when grown without them.

Sorghum—Experiments with five prominent varieties, with special regard to the production (1) of syrup and (2) of forage; date of planting; distance of planting.

Kale and Rape—Dates of planting; fertilizer experiments.

Vetches—Experiments in seeding with oats, wheat, barley and rye; threshing experiments.

Peanuts—Variety tests; distance in planting experiments; improvement of varieties by selection.

Alfalfa—Preparation of land; dates of seeding; methods of seeding; manure and fertilizer experiments.

#### IN ROTATION OF CROPS.

(1) Cow peas followed by wheat, both crops to be grown each year. A series of experiments to test the effects on soil fertility (1) of turning under cow peas for green manure; (2) of various combinations in amounts of fertilizers and manure, and (3) of the removal of the cow pea crop for hay.

(2) Corn, wheat and grass rotation to test the time for applying farmyard manure for each, and also the effects of lime applied at the rate of 2,000 pounds to the acre.

#### IN LIME.

Experiments in lime for alsike, red and crimson clovers, and for alfalfa, and also in connection with various crop rotation.

#### IN THE DEPARTMENT OF AGRICULTURAL CHEMISTRY.

1. Chemical composition of soils in Tennessee.
2. Special investigation on soil humus.
3. Composition of crops grown on the Station farm.
4. Acidity of Tennessee soils.
5. Methods of preserving farmyard manure.
6. Practical farm methods of making the phosphoric acid of rock phosphate available.

7. Analyses of feeding stuffs.

8. Analyses of fertilizers for the State inspection.

Since the report of the last General Assembly was made, poultry raising and bee keeping have been added to the work of the Station. At present the poultry yards contain about 200 fowls of several breeds and varieties, and careful tests are being made for the production of eggs, and the growing of poultry for market. A good incubator and brooder house have just been completed. About three dozen colonies of bees are housed in different ways and experiments are being conducted and tests made in this department.

The results of the numerous experiments made at the Station are published in bulletins for the use of farmers in the State. Among those most recently published, or now in press, are the following: Bulletin on clover diseases; bulletin on the San Jose scale and other insects; bulletin on beef production with reference to corn, soy beans and cow peas; bulletin on grape production and pruning; bulletin on Tennessee soils.

These are for free distribution and can be had by any farmer in the State upon request.

#### INSTRUCTION IN AGRICULTURE.

The Department of Agriculture in the University is closely related to the work of the Experiment Station, and the same men do work in both, now experimenting and investigating for new truths, now instructing young men and women in the established principles of agriculture, horticulture and the care of live stock. The fact that the instructors are also investigating tends to bring the students into closer touch with the work of the station, to imbue them with the spirit of investigation, and to give them such knowledge of the technique of experiment work as will enable them to continue this work intelligently when they have left the University and returned to the farm.

The popularity of this department of the University is growing very rapidly. Many of the best students in the institution are agricultural students. The number of regular students in agriculture this year was about 40; the number in the winter short course about 65. These students have their agricultural society with its periodical meetings for discussion of the various subjects of interest to them. Under the auspices of this society is published the *U. T. Farmer*, a very excellent agricultural magazine, filled with interesting and valuable contributions from the professors, instructors and students of this department.

For support, the Experiment Station has this year \$22,000

from the Federal Government, and this sum will, by law, be increased by \$2,000 annually for the next four years, and until it reaches \$30,000. But no part of this fund can be used for buildings. And the small agricultural building, known as Morrill Hall, which was erected more than a quarter of a century ago, when the work of the Station was undeveloped, the corps of workers, very small, and the students in the University very few, is now wholly inadequate. There is great need for a new agricultural building, large enough to house the various laboratories and the necessary offices of the Station, and to give opportunity for the best and most profitable use of the funds at the disposal of the Station for experimental work and of the University for instruction in agricultural subjects.

Your Committee visited the farm at the Main Prison of the Penitentiary, and, in company with Mr. Rogers and the farm Superintendent, drove over the farm. There are 1,126 acres in the farm, of which about 700 acres are in cultivation.

We found the farm well stock with all the mules, horses, cattle, hogs and farming implements necessary for its successful operation.

Hot beds were being prepared, the manure, which had been carefully saved, was being hauled out and spread upon the land intended for cultivation, and the spring plowing was in progress.

Your Committee saw upon this farm one of the finest fields of wheat in the State, upon which clover seed was being sown with an up-to-date seeder, which evenly distributed the seed.

We visited the dairy barn, where we found the milking in progress. The daily herd embraces a large number of fairly good cows, which seemed to be well kept.

We also inspected the brick-making plant, which is located upon the farm, where we found a large number of brick (about 2,000,000) exposed to the weather, and, apparently, being considerably damaged as a result. We are of the opinion that some method of protecting the brick from the rains should be devised, and, especially, in view of the fact that the report of the Board of Prison Commissioners shows that the plant was operated at a loss to the State of \$304.03 for the year 1906, which they attribute to the frequent rains.

Your Committee is of the opinion that the farm on the whole is very well conducted, and the correctness of this opinion is evidenced by the fact that the farm was operated at a profit of \$2,504.11 for the year 1905, and \$3,280.67 for the year 1906, as shown by the report of the Prison Commissioners. However, we noticed quite a good deal of timber growing in a large meadow

and also upon some portions of the fields in cultivation. We recommend that nearly all this timber be cut, only leaving a few trees for shade, as we regard it poor economy to have timber growing upon lands that are in cultivation.

We noticed also a large field of hill land untillable because of the large amount of stone upon the surface, but admirably adapted to grazing purposes. There is quite a growth of small timber upon the land, which can never become good merchantable timber.

Your Committee believes this land should be utilized for grazing purposes, and to that end recommends that most of the timber be cleared off, and, inasmuch as the spur track leading to the brick yard is convenient, we are inclined to the belief that if a rock crusher were secured, the stone could be gathered and crushed at a profit, and we recommend that the advisability of the adoption of this suggestion be considered.

Your Committee believes, and so recommends, that the chief end in view in the management and cultivation of the farm should be the providing of those things which are consumed in the penitentiary, thereby obviating the necessity of their purchase.

We wish to acknowledge courtesies extended us by the Board of Prison Commissioners during our tour of inspection.

Your Committee would further report that on Wednesday, March 7, 1907, they visited and inspected the Industrial School farm, and, so far as your Committee could ascertain, the farm is being conducted as well as could be expected, and under the supervision of the present management, is being conducted profitably, and were it not for the fact that this Legislature has been called on to make so many extraordinary appropriations, we would suggest that more farm lands be purchased, fully realizing that the institution is in need of more farm land in order that the expenses of running this institution might be very materially reduced, which, in our judgment, could be done by raising more of the things required for inmates to eat, and in a great saving of rental which are annually paid out for rents on lands on which to raise these things used in feeding the inmates of this institution.

Your Committee would further report that, through a subcommittee, they have very carefully and painstakingly investigated the office of the Commissioner of Agriculture, and beg leave to report that they found the office in excellent condition; that the work done in the past two years is worthy of commendation; we find the receipts and disbursements of this office to tally to a

cent, thus showing the efficiency of Commissioner Ogilvie and his able assistant. We beg leave to recommend to this Legislature that some law should be enacted at this session to provide for gathering statistics on production of farm and garden products, and of live stock grown in Tennessee, and to provide for having such statistics tabulated and printed by this department for the information of the general public, believing that such information would be conclusive to bringing about immigration, which is so much needed in our State at present. We would further recommend legislation at this session providing for a State chemist and a State laboratory to be located in the Capitol building, and to be conducted under the supervision of the Commissioner of Agriculture, for by so doing the work in these lines could be much more effectively and satisfactorily performed, and we believe would be a saving to the State from a financial standpoint.

Your Committee would further report that on Thursday, March 8, 1907, they visited and inspected the farms, gardens and dairy of the Central Hospital for the Insane. This beautiful and well-kept institution is located about seven miles from Nashville. The grounds, lawn and driveway in front of the institution are very pretty and quite an ornament to the hospital and State.

Your Committee was extended every courtesy by Drs. Beauchamp and Harris, and by Wm. D. Cartwright, Steward and Accountant. We also recognize and report the gentle courtesies extended us by the pleasant ladies of this and other institutions of the State, for the womanhood of all public and private life is entitled to recognition at the hands of citizens and government.

We find in the report of expenditures for the Central Hospital for the Insane the following items:

Food supplies, food for stock and general expenses aggregating \$70,663.92.

It seems to your investigating committee that the expenditures for food supplies and food for stock could be eliminated by a good and efficient system of rotative gardening and agriculture, and by opening more land to cultivation. It also seems to your Committee that there should be no need of a general expense account, as all items that enter into and make a part of such an account can and ought to be charged to special account, thereby making a better and more satisfactory report.

There is one special feature of the agricultural department of this great institution that struck your investigating committee with great force, and that is the alfalfa crops that are being

raised. This valuable and prolific seed is unexcelled. It ought to produce four to five crops a year for eight years from one seeding. We were told that this had been done on one piece of ground at this institution.

Your Committee was also informed that this institution was selling potatoes and butter on the market. The agriculture feature of public institutions is a very material and essential one, in fact, your Committee believe that all prosperous institutions and prosperity have for their basic foundation the proper cultivation of the soil and the live stock industry.

We would recommend that the items of food supplies, for stock and general expenses, be eliminated from the amount of every public and charitable institution by providing enough land and a scientific system of farming that will make them not only self-sustaining, but a profit maker, as is the Main Prison. While not in the sphere of our duties, we wish to commend the excellent management of this grand institution under the supervision and management of Drs. Beauchamp and Harris, and wish to say that they have accomplished almost the impossible under the crowded conditions out there.

We believe that Mr. W. D. Cartwright has rendered efficient services in his department of the institution.

We found Miss McDonald and Mrs. Beauchamp to be such pleasant ladies, and think that their presence and influence has much to do with the good conditions existing there.

Your Committee would further report that on Friday eve, March 9, 1907, they arrived at the Western Hospital for the Insane, near Bolivar, Hardeman County, Tennessee. On the night of their arrival your Committee witnessed a grand ball in the amusement hall, which all seemed to enjoy.

On Saturday, March 10, 1907, your Committee visited the farm, water supply and cow barns.

We found the institution has about 640 acres of land, about 250 acres of which is in cultivation.

The biennial report of the Treasurer shows the following disbursements made by the Comptroller of the State from April 19, 1905, to December 19, 1906, on account of the hospital and as a charge there against:



Meat and lard .....	\$23,262 95
Eggs and fowls .....	902 25
Butter .....	773 57
Flour and meal .....	6,827 85
Fruits and vegetables .....	1,878 09
Coal and wood .....	14,614 93
	<hr/>
	\$48,614 93
Corn, oats, bran, cottonseed hulls and meal.....	2,642 69
	<hr/>
	\$50,903 33

Your Committee does not question the validity of these disbursements, but we are informed, and would respectfully suggest to the Fifty-fifth General Assembly, that this institution might possibly be rendered more nearly self-sustaining, so far as the above items are concerned, by opening up more land to cultivation; by providing more dairy cattle and hogs; by using the wood on the place as the land is cleared; by setting out more good fruit trees on the hill-sides, and by putting in the hill woodlands not less than 100 good breed sheep (say Southdowns).

Your Committee further reports that we are of the opinion that the grounds around the main hospital could be made much more beautiful by the addition of more trees, grass, flowers, shrubbery and statuary, and by the better drainage of a marshy spot of ground near and in front of the greenhouse by means of underground tiling.

We think these grounds could be made the most beautiful of any in the State by a good system of landscape gardening and tile drainage.

So far as vegetables, hay, corn and dairy products are concerned, the Western Hospital does not compare favorably with the Central Hospital, but we think this is due principally to soil conditions.

Your Committee further reports that there is a tract of about 150 acres adjoining the Western Hospital that can possibly be bought for \$12.00 an acre. This land is poor, run down and in bad repair, but could be brought out by proper management and fertilizing. It might be a good investment to purchase this land at this price, as it is nearly all cleared and would enable the institution to produce enough farm and garden products to supply the demand and have some to sell, as has the Central Hospital for the Insane.

Your Committee thinks the farm, garden, dairy and grounds

bear an important relation to the general welfare and success of this and other charitable institutions of the State, and that these branches of the Western Hospital have shown a very good record considering the poverty of the soil.

We further report that we think the productiveness of the farm and garden could be very much increased by a good system of fertilizing and by the systematic rotation of crops.

We find the horses, mules, cattle and hogs in very good condition and the new cow barn is a most excellent one and exceedingly well kept.

The management, under Dr. Neely and his efficient corps and the ladies of the institution, is one of the best and most efficient in the State. We commend them most heartily.

Respectfully submitted,

C. T. SUGG, *Chairman.*

J. M. GRAHAM.

JOHN DUNCAN.

E. W. OGLESBY.

*Senators.*

V. A. BRADLEY, *Chairman.*

G. P. MEADOWS.

R. M. MAY.

J. T. HUDSON.

D. B. THOMAS.

J. E. EVERETT.

*Representatives.*

MR. SPEAKER: Your Committee on Education and Common Schools have examined Senate Bill No. 24 and return same without recommendation.

PEAY, *Chairman.*

#### SPECIAL ORDER.

Mr. Horton moved to make House Bill No. 122, To regulate passenger rates on railroads, special order at 2:30 P. M., April 8.

The motion prevailed.

Mr. Sneed moved to make House Bill No. 911 special order at 3 P. M., April 8.

The motion prevailed.

Mr. Sneed moved to make House Bill No. 912 special order at 3:15 P. M., April 8.

The motion prevailed.

Mr. Worley moved to make House Bill No. 969 special order at 3:30 P. M., April 8.

The motion prevailed.

ON SENATE AMENDMENTS.

House Bill No. 170, To define and prohibit vagrancy.

On motion, the House concurred in Senate amendments.

Mr. Webb moved to make House Bill No. 899, To allow towns free use of poles of telephone companies, special order at 4 P. M., April 8.

The motion prevailed.

House Bill No. 599, To amend Act relative to County Judge of Fentress County.

On motion, the House concurred in Senate amendments.

House Bill No. 129, To authorize Morristown to extend system of waterworks.

On motion, the House concurred in Senate amendments.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills No. 597, 946, 659 and 586, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 499, 411 and 663, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

INTRODUCTION OF BILLS.

By Mr. Neal, House Bill No. 1,027, To amend Act incorporating Spring City.

Passed first reading.

By Mr. Neal, House Bill No. 1,028, To amend Act providing Dortch law.

Passed first reading.

By Messrs. Neal and Benham, House Bill No. 1,029, To amend charter of University of Tennessee.

Passed first reading.

By Mr. Kenney, House Bill No. 1,030, To create school district in Obion County.

Passed first reading.

By Mr. Neal, House Bill No. 1,031, To amend Act relative to cutting timber.

Passed first reading.

By Mr. Howland, House Bill No. 1,032, To amend Act creating school district in Marshall County.

Passed first reading.

By Mr. May, House Bill No. 1,033, To amend Act redistricting Greene County.

Passed first reading.

By Mr. Garnett (by request), House Bill No. 1,034, To allow Sparta to issue bonds.

Passed first reading.

By Mr. Largent, House Bill No. 1,035, To amend Montgomery County school law.

Passed first reading.

By Mr. Richmond, House Bill No. 1,036, To enact fish law for Jackson County.

Passed first reading.

By Davidson County Delegation, House Bill No. 1,037, To amend charter of Nashville.

Passed first reading.

By Mr. Everett, House Bill No. 1,038, To regulate sale of fowls at sight.

Passed first reading.

By Mr. Howell, House Bill No. 1,039, To create school district in Stewart County.

Passed first reading.

By Mr. Cottrell, House Bill No. 1,040, To prohibit games for prizes.

Passed first reading.

By Mr. Tatum (by request), House Bill No. 1,041, To amend charter of Newbern.

Passed first reading.

By Mr. Meadows, House Bill No. 1,042, To amend Act incorporating Pulaski.

Passed first reading.

By Mr. Meadows, House Bill No. 1,043, To incorporate Elkton.

Passed first reading.

By Mr. Schubert, House Bill No. 1,044, To allow Ethridge to issue bonds.

Passed first reading.

By Mr. Schubert, House Bill No. 1,045, To incorporate Ethridge.

Passed first reading.

By Mr. Peay, House Bill No. 1,046, To pay Brandon Printing Company for work done.

Passed first reading.

SENATE BILLS ON FIRST READING.

Senate Bill No. 489, To change line between Hardeman and Madison Counties.

Passed first reading.

Senate Bill No. 623, To allow Dresden to issue bonds.

Passed first reading.

Senate Bill No. 633, To create school district in Union County.

Passed first reading.

Senate Bill No. 673, To change line between Bedford and Moore Counties.

Passed first reading.

Senate Bill No. 679, To amend Act creating school district in Weakley County.

Passed first reading.

Senate Bill No. 698, To amend charter of Cornersville.

Passed first reading.

Senate Bill No. 670, To enact road law for certain counties.

Passed first reading.

SENATE BILLS ON SECOND READING.

Senate Bill No. 692, To amend act for maintenance of schools in certain counties.

Passed second reading; no reference.

BY CONSENT.

By Mr. Richmond, House Bill No. 1047, To regulate running of rafts.

Passed first reading.

HOUSE BILLS ON SECOND READING.

House Bill No. 984, To amend Act providing compensation for Circuit Court Clerk.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 985, To amend Act organizing Circuit Court in Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 986, To amend Section 3335 of Code.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 987, To allow Knox County Court to issue bonds.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 988, To make minors liable for funeral expenses of blood relatives.  
Passed second reading and referred to Committee on Judiciary.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 663, 499 and 411.

House Bill No. 989, To fix time of holding court in Meigs County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 990, To amend charter of Jefferson City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 991, To provide road law for Maury County.

Passed second reading and referred to Committee on Public Roads.

Mr. Stainback made point of order that no quorum was present, and demanded roll call to ascertain same.

On a call of the roll the following members were found to be present: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Corn, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Puryear, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thomas, Travis, Thompson, Waddell, Webb, Worley, York and Mr. Speaker Cunningham—67.

House Bill No. 992, To create school district in Bledsoe County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 993, To amend Act regulating time of collecting taxes.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bills No. 994, To amend Act authorizing Roane County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 995, To amend Act authorizing Franklin County to issue bonds.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 936, To amend Act incorporating Lewisburg. Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 997, To amend Act relative to child labor.

Passed second reading and referred to Committee on Labor.

House Bill No. 998, To amend Act regulating insurance, other than casualty or life.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 999, To authorize Pulaski to issue bonds.

Passed second reading; no reference.

House Bill No. 1,000, To amend Act incorporating Pulaski.

Passed second reading; no reference.

House Bill No. 1,001, To allow County Courts to appropriate money to State and county fairs.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 1,002, To create Board of Jury Commissioners for Shelby County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,003, To authorize Blount County to issue bonds for bridges.

Passed second reading; no reference.

House Bill No. 1,004, To allow toll gates erected across certain roads.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 1,005, To authorize sale of ungranted land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,006, To create Good Roads Commission.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 1,007, To provide for American flag in school.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 1,008, To amend Act incorporating Milan.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,009, To amend Act regulating practice of medicine and surgery.

Passed second reading and referred to Committee on Sanitation.

House Bill No. 1,010, To incorporate Henry.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,011, To protect fish in DeKalb County.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 1,012, To create school district in Robertson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 1,013, To repeal charter of Cumberland City.

Passed second reading; no reference.

House Bill No. 1,014, To amend Act relative to religious institutions.

Passed second reading and referred to Committee on Charitable Institutions.

House Bill No. 1,015, To enact road law for certain counties.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 1,016, To allow County Courts to make certain appropriations.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 1,017, To repeal law relative to grants of land.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,018, To create civil district in Grundy County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 1,019, To amend Act incorporating Cookeville.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,020, To secure establishment of line between Arkansas and Tennessee.

Passed second reading; no reference.

House Bill No. 1,021, To change line between Maury and Williamson Counties.

Passed second reading and referred to Committee on New Counties and County Lines.

House Bill No. 1,022, To create road law and commission for Williamson County.

Passed second reading and referred to Committee on Public Roads.

House Bill No. 1,023, To allow Hawkins County to issue bonds for roads.



Passed second reading and referred to Committee on Public Roads.

House Bill No. 1,024, To authorize State to contract for insurance.

Passed second reading and referred to Committee on Insurance, Building and Loans.

House Bill No. 1,025, To allow Morristown to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,026, To create Board of Road Commissioners for certain counties.

Passed second reading and referred to Committee on Public Roads.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 150, To amend Act creating office of McNairy County Judge.

Passed second reading; no reference.

Senate Bill No. 551, To amend charter of Dyersburg.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 267, To incorporate Lonsdale.

Passed second reading; no reference.

Senate Bill No. 165, To authorize corporations to dispose of entire assets.

Passed second reading and referred to Committee on Judiciary.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 604, To abolish charter of Jackson, having arrived, the bill was taken up and read by the Clerk.

Mr. Gordon called for the previous question on the passage of the bill.

The call for the previous question was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	64
Noes .....	3

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Galloway, Garrison, Garnett, Gill, Gordon, Hartley, Hassell, Hor-

ton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Murray, Neal, Neeley, Peay, Perry, Puryear, Sampson, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Travis, Walker, Webb, White, Worley, York and Mr. Speaker Cunningham—64.

Representatives voting no were: Messrs. Armitage, Shea and Waddell—3.

A motion to reconsider was laid on the table.

House Bill No. 605, To incorporate Jackson.

Passed third reading.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 704, the general appropriation bill, the Senate refusing to recede from its amendments, and asks for a conference committee.

Committee on part of Senate: Messrs. Ewing, Mansfield and Johnson.

THOMAS, *Clerk.*

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 199, To amend Act to provide for incorporation of small towns; Senate Bill No. 599, To authorize Funding Board to employ proceeds of sinking fund to purchase outstanding bonds; both passed by the Senate.

Also to return Senate Bill No. 381, To incorporate Clarksville, the Senate refusing to concur in House amendments.

Also to return House Bill No. 131, To allow counties to levy special tax for support of the poor; tabled by the Senate.

Also to transmit Senate Bills Nos. 269, 508 and 600, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 706, To amend the assessment laws, having arrived, the bill was taken up.

Mr. Neal moved that House bill be so amended as to conform to Senate bill on same subject.

The motion prevailed.

Thereupon the Senate Bill No. 512, on same subject, was substituted for the House bill.

Mr. Peay moved to amend by repealing sub-section 1 of Section 9, Acts of 1903.

Mr. Stainback moved to table the amendment.

The motion prevailed.

Mr. Peay moved to amend by adding to Section 9, sub-section 6, Chapter 248, Acts 1903, new section as follows: "By not more than fifty of."

Mr. Corn moved to postpone action on bill and amendment.

Mr. Neal moved to table motion to postpone.

The motion to table prevailed.

Mr. Stainback moved to table.

The motion to table failed.

Thereupon the amendment was adopted.

Mr. Neal moved to amend by adding new section relative to abolition of district assessors.

Mr. Cooper of Shelby called for previous question on the adoption of the amendment.

The call was sustained.

Thereupon the amendment was adopted.

Mr. Garnett moved to amend by abolishing Board of Equalization in certain counties.

Mr. Dixon moved to table the amendment.

The motion prevailed.

Mr. Neal moved to amend Section 7 by inserting a new section for section relative to back tax attorneys.

The amendment was adopted.

Mr. Scott moved to amend by providing that real estate owned by railroad companies may be assessed by county assessors.

The amendment was adopted.

Mr. Cooper of Shelby called for previous question on bill, as amended.

The call for previous question was sustained.

Thereupon Senate Bill No. 512, as amended, passed third reading by the following vote:

Ayes .....	53
Noes .....	13

Representatives voting aye were: Messrs. Askew, Campbell, Candler, Carden, Cottrell, Cummings, Dixon, Drummond, Dunavant, Dyer, Edwards, Fielder, Gill, Groner, Hall, Hardin, Harris, Horton, Howell, Howland, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Montgomery, Morris, Muse, Neal, Neeley, Peay, Poston, Puryear, Sampson, Schubert, Scott, Sneed,

Stainback, Tatum, Thomas, Waddell, Walker, Webb, White, Worley, York and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Bradley, Boucher, Burkhalter, Dickens, Donaldson, Everett, Hartley, Meadows, Mitchell, Richmond, Smith, Thompson and Travis—13.

Mr. Neal moved to reconsider.

Mr. Cooper of Shelby moved to table motion to reconsider.

The motion to table prevailed.

#### EXPLANATION.

MR. SPEAKER: I vote "no" on Senate Bill No. 512, as the bill was not printed, and I was unavoidably absent from the House when it was read.

BRADLEY.

MR. SPEAKER: I vote "no" because I am opposed to abolishing district tax assessors, and have not heard the bill sufficiently discussed.

D. A. BURKHALTER.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 494, To amend charter of Carthage; passed by the Senate.

THOMAS, *Clerk.*

#### BY CONSENT.

By Mr. Lane, House Bill No. 1,048, To create school district in Williamson County.

Passed first reading.

By Mr. Lane, House Bill No. 1,049, To appropriate money for monument to Sam Davis.

Passed first reading.

By Mr. Fielder, House Bill No. 1,050, To create Criminal Court for Hickman County.

Passed first reading.

By Mr. Fielder, House Bill No. 1,051, To create office of County Judge for Hickman County.

Passed first reading.

#### ON SENATE AMENDMENTS.

Senate Bill No. 381, To incorporate Clarksville.

Mr. Largent moved that the House refuse to recede from its amendments.

The motion prevailed.

Thereupon, the House adjourned until 2:30 P. M. today.

AFTERNOON SESSION.

The House met at 2:30 and was called to order by Mr. Speaker Cunningham.

On motion, a call of the roll was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bills Nos. 411, 499 and 663, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

House Bill No. 868, To create school district in Wilson County.

On motion, Senate Bill No. 714, on same subject, was substituted for House Bill.

Passed third reading.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 269, 508 and 600.

House Bill No. 890, To amend incorporation laws relative to charter for clubs.

On motion, Senate Bill No. 694, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Burkhalter, Campbell, Candler, Corn, Cummings, Dickens, Dixon, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Groner, Hall, Hartley, Holman, Horton, Householder, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Scott, Smith, Sneed, Stainback, Thrasher, Tatum, Thompson, Travis, Waddell, Webb, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

House Bill No. 873, for relief of John L. Buchanan.

Passed third reading.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 704, To incorporate McEwen, and Senate Bill No. 712, To amend charter of Sparta; both passed by the Senate.

Also to transmit Senate Joint Resolution No. 32, To print report of Joint Penitentiary Investigating Committee, adopted for concurrence by the Senate.

THOMAS, *Clerk.*

CONFERENCE COMMITTEE ON SENATE BILL NO. 381.

The Speaker appointed Messrs. Puryear and Dixon on part of House as Committee of Conference on Senate Bill No. 381.

BY CONSENT.

MR. SPEAKER: Your Committee on Public Roads have considered House Bill No. 982 and recommend same for passage.

MEADOWS.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 170, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

House Bill No. 377, To pay Gilmer P. Smith and W. B. Eldridge for legal services rendered State.

Passed third reading by the following vote:

Ayes .....	65
Noes .....	3

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Campbell, Candler, Chestnut, Cooper of Shelby, Corn, Cummings, Dixon, Drummond, Dunavant, Edens, Edwards, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Harris, Hartley, Holman, Horton, Householder, Howland, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Peay, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Tatum, Thompson, Travis, Waddell, Webb, Wilkerson, Worley and Mr. Speaker Cunningham—65.

Representatives voting no were: Messrs. Knowles, MacFarland and Meadows—3.

A motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 569 and 720, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 648, 584, 312, 141, 241, 424, 827, 599 and 74, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 170, 424, 827, 312, 648, 241, 599, 141, 584 and 74.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 227, To enact general forestry law, having arrived, the bill was taken up.

Mr. Holman offered an amendment in the nature of a substitute bill.

On motion, the substitute bill was adopted.

Mr. Holman moved to amend Section 20 by inserting after the word "wages," in line 158, the words, "to be paid at the rate of \$3.00 per day as compensation."

The amendment was adopted.

Mr. Gordon moved to amend by adding at close of Section 25, "that the State shall not be liable for any expenses or liabilities met by the provisions of the bill."

The amendment was adopted.

Mr. Burkhalter moved to amend Section 9, line 4, by striking out "of the value of ten dollars or more."

The amendment was adopted.

Mr. Gordon called for the previous question on the passage of the bill as amended.

The call was sustained.

Thereupon, the bill, as amended, passed third reading by the following vote:

Ayes .....	70
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Garnett, Gordon, Hall, Harris, Hartley, Holman, Horton, Householder, Howell, Howland,

Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

A motion to reconsider was tabled.

BY CONSENT.

MR. SPEAKER: Your Committee on Municipal Affairs report Senate Bill No. 332, and recommend same for passage.

CARDEN, *Chairman*.

Under a suspension of the rules the following resolution was taken up on resolutions lying over.

Senate Joint Resolution No. 32, To provide for printing of report of Penitentiary Investigating Committee.

On motion, the House concurred in the resolution.

CONFERENCE COMMITTEE.

On House Bill No. 704, the Speaker appointed as conference committee, on part of the House, Messrs. Cooper of Shelby, Neal and Sneed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 690, To amend Act creating Railroad Commission, substituted for Senate bill on same subject, amended and passed by the Senate.

Also to transmit Senate Bills Nos. 124, 259 and 286, for the signature of the Speaker of the House.

Also to return House Bills Nos. 74, 141, 170, 241, 312, 424, 584, 599, 648 and 827, signed by the Speaker of the Senate.

THOMAS, *Clerk*.

SPECIAL ORDER.

House Bill No. 757, To enact a general fish law.

Mr. Holman offered a substitute bill in the nature of an amendment.

The substitute was adopted.

Mr. Cummings moved to amend Section 10 by adding after the word "desire" the words "other than a dam for power purposes."



Mr. MacFarland moved to amend by offering a new section, allowing persons to seine for their own use, with seine no larger than  $1\frac{1}{4}$  inches, from June to September, in the following counties: Overton, Jackson, Warren, Wilson, Franklin, Cannon, Coffee, Hardeman, Fentress, Pickett, Clay, Tipton, Giles, Bedford, Dyer, Gibson and Lincoln, but the seines used in Roaring River and tributaries in Jackson County shall not exceed 12 feet in length.

The amendment was adopted.

Mr. MacFarland moved to amend by offering a new section, exempting the following counties from the provisions of the Act: Smith, Hickman, Bedford, Roane, Carter, Monroe, Henderson, Wilson and Houston Counties.

The amendment was tabled.

Mr. Bradley moved to amend Section 8 by striking out the words, "or other waters," between the words "rivers and is."

The amendment was adopted.

Mr. Sneed moved to amend Section 15 by striking out the following: "Providing that this Act shall not apply to Hamilton County."

The amendment was adopted.

Mr. Puryear called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	52
Noes .....	17

Representatives voting aye were: Messrs. Armitage, Benham, Bradley, Burkhalter, Campbell, Candler, Carden, Corn, Cummings, Edens, Edwards, Everett, Galloway, Garrison, Gill, Hall, Holman, Horton, Householder, Howell, Howland, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Lipscomb, Lockert, Marr, May, MacFarland, Meadows, Miller of Tipton, Morris, Neal, Neeley, Peay, Poston, Puryear, Richmond, Sampson, Schubert, Scott, Smith, Sneed, Walker, Webb, White, Worley, York and Mr. Speaker Cunningham—52.

Representatives voting no were: Messrs. Askew, Boucher, Donaldson, Dunavant, Groner, Hartley, Hassell, Largent, Matthews, Miller of Monroe, Mitchell, Perry, Stainback, Tallant, Tatum, Thompson and Travis—17.

Mr. Cummings entered motion on journal to reconsider.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 124, 259 and 286.

BY CONSENT.

MR. SPEAKER: Your Committee on Judiciary returns House Bill No. 456 without recommendation.

DIXON, *Chairman.*

SPECIAL ORDER.

Mr. Neal moved to make House Bill No. 456, To provide competition in trade and regulate monopolies, special order at 11 A. M., April 6.

The motion prevailed.

Mr. Neal moved to make House Bill No. 1,020, To establish line between Arkansas and Tennessee, special order at 10:30 A. M., April 6.

The motion prevailed.

BY CONSENT.

MR. SPEAKER: Your Committee on Redistricting report House Bills Nos. 956 without recommendation, 962 recommended for passage, 1,018 for passage.

H. H. LANE, *Chairman.*

MR. SPEAKER: Your Committee on New Counties and County Lines report as follows: House Bills Nos. 555, 626 and 939, and Senate Bill No. 245, are recommended for passage.

POSTON, *Chairman.*

Mr. Scott moved that when the House adjourns it adjourn until 8 o'clock to-night.

The motion prevailed.

TAKEN FROM THE TABLE.

Mr. Marr moved that the House take from the table Senate Bill No. 146, To prevent consumption.

The motion prevailed.

SPECIAL ORDER.

House Bill No. 872, To prevent sawdust being thrown into streams.

Mr. Holman moved to amend Sections 1 and 2 by adding to

list of rivers Elk and Duck Rivers from mouth to source, and all other streams in Franklin County, and also all streams in Hamilton County.

The amendment was adopted.

Mr. MacFarland moved to amend by providing that Section 2 shall not apply to the following counties: Rutherford, Henderson, Coffee, or to Duck River.

The amendment was adopted.

Mr. Galloway moved to amend by exempting Maury County from the provisions of the bill.

The amendment was adopted.

Mr. Householder moved to amend by exempting Roane County from the provisions of the bill.

The amendment was adopted.

Mr. Holman called the previous question on the passage of the bill as amended.

The call was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes .....	59
Noes .....	9

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Bradley, Benham, Burkhalter, Campbell, Candler, Carden, Corn, Cummings, Dixon, Drummond, Dunavant, Edwards, Everett, Galloway, Garrison, Groner, Hall, Harris, Holman, Horton, Howell, Howland, Jackson, Johnson, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Mitchell, Morris, Muse, Neal, Neeley, Peay, Poston, Puryear, Richmond, Sampson, Schubert, Scott, Sneed, Stainback, Tatum, Travis, Waddell, Walker, Webb, Worley, York and Mr. Speaker Cunningham—59.

Representatives voting no were: Messrs. Edens, Hassell, Householder, Kenney, Knowles, Miller of Monroe, Perry, Smith and Thompson—9.

Thereupon the House adjourned until 8 P. M. to-night.

## NIGHT SESSION.

The House met at 8 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

Mr. Dixon moved to refer House Bill No. 456, To provide competition in trade and regulate monopolies, to the Committee on Judiciary.

The motion to refer failed.

House Bill No. 811, to amend charter of Sparta.

On motion, Senate Bill No. 712, on same subject, was substituted for House bill.

Thereupon, the bill passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 80, To pay Wm. Mitchell reward for capture of Ulysses Whitaker.

Passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Bradley, Baldridge, Benham, Burkhalter, Campbell, Candler, Carden, Corn, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Gill, Gordon, Hall, Harris, Hartley, Hassell, Householder, Hudson, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Perry, Poston, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

House Bill No. 219, To provide premiums on owls, hawks and eagles.

Passed third reading by the following vote:

Ayes .....	58
Noes .....	9

Representatives voting aye were: Messrs. Armitage, Baldridge, Bradley, Burkhalter, Candler, Carden, Corn, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Dyer, Edwards, Fielder, Gill, Gordon, Hall, Harris, Hartley, Holman, Horton, Householder, Hudson, Johnson, Kenney, Kinsland, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Tatum, Thompson, Travis, White, Wilkerson, Worley and York—58.

Representatives voting no were: Messrs. Askew, Benham, Campbell, Edens, Hassell, Knowles, Largent, Stainback and Mr. Speaker Cunningham—9.

A motion to reconsider was tabled.

Senate Bill No. 503, To create school district in Wilson County.

Passed first reading.

Senate Bill No. 126, To repeal Act allowing railroads to build switches, etc., in certain counties.

Mr. MacFarland moved to postpone action.

The motion prevailed.

House Bill No. 956, To attach Jackson County to the Twelfth Floterial District.

Mr. Gordon called for the previous question on the passage of the bill.

The call was sustained.

The bill failed on third reading by the following vote:

Ayes .....	34
Noes .....	29

Representatives voting aye were: Messrs. Armitage, Benham, Bradley, Carden, Cottrell, Cummings, Dickens, Dunavant, Edwards, Everett, Gill, Hall, Harris, Howell, Howland, Johnson, Kenney, Largent, Matthews, May, Muse, Poston, Richmond, Sampson, Schubert, Scott, Shea, Thompson, Travis, Waddell, White, Wilkerson, Worley and Mr. Speaker Cunningham—34.

Representatives voting no were: Messrs. Askew, Campbell, Donaldson, Drummond, Dyer, Edens, Fielder, Hartley, Holman, Householder, Hudson, Kinsland, Knowles, Lipscomb, Marr, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Peay, Puryear, Royston, Smith, Stainback, Tallant, Tatum and York—29.

Present but not voting: Messrs. Baldrige, Gordon and Waddell—3.

Mr. Stainback entered a motion on the Journal to reconsider.

#### BY CONSENT.

By Mr. Sneed, House Bill No. 1,052, To authorize street railway corporations to take lands by right of eminent domain.

Passed first reading.

By Mr. Cottrell, House Bill No. 1,053, To prevent State officials and their employees from lobbying.

Passed first reading.

HOUSE BILLS ON THIRD READING.

House Bill No. 830, To create school district in Overton County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 695, To amend Act to prevent destruction of competition in trade.

Passed third reading by the following vote:

Ayes .....	60
Noes .....	9

Representatives voting aye were: Messrs. Askew, Benham, Bradley, Campbell, Chestnut, Corn, Cummings, Dickens, Drummond, Dunavant, Edens, Everett, Fielder, Gill, Gordon, Hall, Harris, Hassell, Holman, Horton, Howell, Howland, Hudson, Johnson, Kenney, Kinsland, Knowles, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Muse, Neal, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—59.

Representatives voting no were: Messrs. Armitage, Carden, Cottrell, Hartley, Householder, Largent, Lipscomb, Miller of Monroe and Morris—9.

A motion to reconsider was tabled.

House Bill No. 937, To amend Act regulating practice of medicine and surgery.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 957, To change time of holding court in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 732, To amend Act regulating sale and inspection of fertilizers.

Mr. Schubert moved to amend by requiring said commissioners to inspect samples of pure ground phosphate rock and tag same according to the law, as now required in regard to commercial fertilizers.

The amendment failed.

Mr. Bradley called for the previous question on the passage of the bill.

The call was sustained.

Thereupon, the bill passed third reading by the following vote:

Ayes .....	54
Noes .....	12

Representatives voting 'aye were: Messrs. Armitage, Askew, Baldridge, Bradley, Burkhalter, Campbell, Corn, Dickens, Dunavant, Dyer, Everett, Fielder, Gill, Gordon, Hall, Hassell, Holman, Horton, Howland, Hudson, Johnson, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Neal, Perry, Poston, Puryear, Richmond, Royston, Sampson, Scott, Smith, Sneed, Tatum, Thompson, Travis, Waddell, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—54.

Representatives voting no were: Messrs. Benham, Donaldson, Drummond, Edens, Edwards, Harris, Hartley, Householder, Howell, Miller of Monroe, Schubert and Shea—12.

A motion to reconsider was tabled.

Mr. Worley moved that the remainder of the night session be devoted to local bills only.

The motion prevailed.

House Bill No. 625, To authorize Washington County to issue bonds for turnpikes, accompanied by committee substitute.

On motion, the substitute was adopted.

Thereupon, the bill passed third reading by the following vote:

Ayes .....	66
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Burkhalter, Campbell, Carden, Chestnut, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Gordon, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Johnson, Kenney, Kinsland, Knowles, Marr, Matthews, May, McElroy, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Perry, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

Mr. Carden moved that when the House adjourns it adjourn to meet to-morrow at 10 o'clock.

The motion prevailed.

SENATE BILLS ON FIRST READING.

Senate Bill No. 441, To create school district out of parts of Smith and Wilson Counties.

Passed first reading.

HOUSE BILLS ON THIRD READING.

House Bill No. 627, To change line between Maury and Lawrence Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 847, To create school district in Lawrence County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 951, To amend charter of Tiptonville.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 332, To allow Memphis to convey alleys to Shelby County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 634, To constitute naval battalions.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 268, To allow County Courts in certain counties to contract with bank for county funds.

Mr. Sneed moved to amend by substituting the word "banks" for "bank."

The amendment was adopted.

The bill as amended passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 334, To require Davidson County to pay indebtedness of school district.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 294, To allow Nashville to increase budget.

Mr. Sneed moved to amend by increasing population of counties affected to 175,000.

The amendment was adopted.

The bill as amended passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 295, To provide for disposition of fines from cruelty to animals.

Passed third reading.



A motion to reconsider was tabled.

House Bill No. 975, To establish fence law for certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 976, To establish fence law for certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 850, To amend charter of Trimble.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 859, To amend charter of Shelbyville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 781, To protect fish in Sullivan County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 942, To create school district in Sullivan County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 802, To allow County Courts in certain counties to make appropriations for expenses.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 820, To create school district in Sullivan County.

Senate Bill No. 659, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 273, To declare Holston River unnavigable.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 939, To change line between Fayette and Hardeman Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 980, To create civil district in Hardeman County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 981, To enact fence law for certain counties.

Passed first reading.

A motion to reconsider was tabled.

House Bill No. 919, To create school district in Greene County.  
Passed third reading.

A motion to reconsider was tabled.

House Bill No. 931, To change line between DeKalb and Putnam Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 756, To amend charter of Trenton.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 792, To amend Act relative to Oliver Springs.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 915, To provide road law for Henry County,  
accompanied by committee amendment.

The amendment was adopted.

The bill, as amended, passed third reading.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 682, To amend Act incorporating Elizabethton.

On motion, the House concurred in Senate amendments.

House Bill No. 812, To create school district in Marion County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 758, To allow construction of dam across  
Pigeon River.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 851, To provide workhouse commission in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 831, To create school district out of parts of  
Cannon and Rutherford Counties.

Passed third reading.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

Mr. Matthews moved to make House Bill No. 117, anti-pass  
bill, special order at 3. P. M., April 8,

The motion failed.

House Bill No. 842, To allow construction of dam across Nola-chucky River.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 692, To amend Act to maintain uniform school system in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 888, To change line of school district in Hamilton County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 977, To create school district in Cannon County.

Passed third reading.

A motion to reconsider was tabled.

#### INTRODUCTION OF BILLS BY CONSENT.

By Mr. Worley, House Bill No. 1,054, To repeal Act creating Board of Jury Commissioners for certain counties.

Passed first reading.

By Mr. McElroy, House Bill No. 1,055, To create civil district in Henry County.

Passed first reading.

By Messrs. Gill and Hall, House Bill No. 1,056, To appropriate \$10,000 to King's Daughters.

Passed first reading.

By Mr. Wilkerson *et als*, House Bill No. 1,057, To appropriate money to T. E. Cartwright for certain captures.

Passed first reading.

By Mr. Neal, House Bill No. 1,058, To repeal Act appropriating money to Jamestown Exposition.

Passed first reading.

By Mr. Carden, House Bill No. 1,059, To amend Act incorporating Hill City.

Passed first reading.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 494, 913, 129, 268, 866, 583, 596, 484, 593, 821, 508, 489, 12, 646, 637, 818, 524, 600, 571, 506, 500, 405, 641, 495, 595, 472 and 529, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Resolution No. 67, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 377, 873, 945, 126, 219 and 895, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

Thereupon the House adjourned until 10 o'clock to-morrow.

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SATURDAY, APRIL 6, 1907.

SIXTY-SIXTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 84 members were found to be present.

Members absent: Messrs. Brooks, Baldrige, Benham, Candler, Carden, Cottrell, Edwards, Garrison, Gordon, Montgomery, Murray, Rambo, Rowan, Thomas and Wiggs.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Judiciary return Senate Bills Nos. 125 and 283 and House Bills Nos. 193 and 810, without recommendation.

DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Education and Common Schools have considered House Bills Nos. 628, 987, 1012, 789, 992, 1,007 and 963, and recommend same for passage; House Bill No. 753 amended and recommended for rejection; House Bills Nos. 929 and 930 returned without recommendation.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Public Roads have carefully considered House Bills Nos. 995, 991, 994, 765, 1,006, 1,015, 1,023, 1,026 and 1,022, and recommend same for passage.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Sanitation have considered House Bill No. 1,009, and recommend same for passage.

D. L. HOWELL, *Chairman*.

MR. SPEAKER: Your Committee on Finance, Ways and Means recommend for passage substitute bill for House Bill No. 230, and House Bill No. 264 for the table.

S. H. COOPER, *Chairman*.

MR. SPEAKER: Your Committee on Agriculture report for passage House Bill No. 1,001.

BRADLEY, *Chairman*.

#### REPORT FROM SELECT COMMITTEE.

The following report was received from the Joint Investigating Committee on Charitable Institutions:

On motion of Mr. Wilkerson, the report was received and ordered spread on the Journal.

*To the Fifty-fifth General Assembly of the State of Tennessee:*

Your Joint Committee on Charitable Institutions organized by the election of Senator O. K. Holladay, Chairman, and Representative R. C. McElroy, Secretary.

We investigated the different charitable institutions of the State in all their departments, as best we could in the limited recess of twenty-five days, and we are forced to the conclusion that no Southern State more generously extends the warm hand of charity than does Tennessee, after carefully investigating the conditions of affairs of her institutions.

Your committee says this not casually, but by comparing the work done in this State, as evidenced by reports and observations, with that done in other States. The work of your committee carried it from the institutions at Knoxville to the institutions at Nashville, and the Western Hospital for the Insane at Bolivar, and at every institution the benevolent impulses and noble charity of the people in the State were characteristically shown. But while this is so, the needs of these institutions at every place are patent.

Tennessee is a growing State. The population is rapidly increasing, and with this increase there is the consequent increase of affliction. It is a fact that each Legislature is urged to make additional appropriations for different institutions, but we find this true by reason of the fact that the needs are greater and more numerous, and each Legislature will bear these appeals for the

care of her wards, because at each institution are found noble and philanthropic men and women who gratuitously give a large part of their time, not particularly to the State, but, as we see it, more particularly to these unfortunates who are cared for in these various institutions. This has been the case since Tennessee became a State.

The leaders in statecraft, and the affairs of the State in the earlier days, imbued with the same spirit that to-day dominates those in the fore rank in the care of these institutions, were found battling and begging for funds at the hands of the State.

In regard to our investigation of these State institutions, and the discharge of our duties as Senators and Representatives composing this committee, we beg leave to submit the following report, with such recommendations concerning the various charitable institutions as we believe will be beneficial to them, and to the State of Tennessee, after the most painstaking investigation that we have been permitted to make, having with us two expert accountants in the personages of Mr. W. M. Shanks and Mr. W. F. Saddler, who have made to this committee good reports regarding the financial condition, and other matters in reference to said institutions, which reports are filed herewith and made a part and parcel of this report, and are taken into consideration before any recommendations made herein.

#### WESTERN HOSPITAL FOR THE INSANE.

This institution is located about three miles from Bolivar, in Hardeman County, and was established in 1885. It is under the management of a Board of Trustees, the Chairman of whom is Hon. J. A. Foster, a member of our present Senate, and the Superintendent of which institution is Dr. J. J. Neely, a kind-hearted, intelligent gentleman, of fine business ability, well suited and well qualified for this position.

The site of the institution is a magnificent tract of land, furnishing a good view of the surrounding country. The building is large and commodious, being more than one mile around the base line.

We find, after careful inspection and thorough investigation, in so far as we were able to make it, in the different departments of this hospital, that it is satisfactorily managed and in an economical way, consistent with the comfort and well being of its inmates; and it is evident that the parties in charge of the institution deserve credit for their splendid showing.

The inmates are well clothed, well fed, and as contented and happy as we could expect in an institution of this character. We

find the financial part of the institution well looked after—as will be seen by reference to report to us by our experts, to which reference is here made for contents.

There are 84 persons on the monthly pay roll ending January 19, 1907, at salary of \$1,914.05. We find the inmates of the institution to number 676.

The following counties are assigned to this institution: Benton, Carroll, Chester, Crockett, Decatur, Dyer, Fayette, Gibson, Hardeman, Hardin, Haywood, Henderson, Henry, Lake, Lauderdale, McNairy, Madison, Obion, Shelby, Tipton and Weakley, with a total number of State patients allowed of 575.

We recommend an appropriation of \$13 per capita; \$1,178.10 to finish the grading on the road from Bolivar to the Asylum, and \$2,500 for painting and repairs; also \$450 for the purchase of a pump.

#### EASTERN HOSPITAL FOR THE INSANE.

This institution was ordered established in 1878, but work was not begun on it until 1883, at which time it became evident that it was a public necessity. The institution was completed in 1886, at a cost of more than \$95,000.

This hospital is located in the main on a magnificent farm overlooking the Tennessee River, at a point—familiarily known as “Lyon’s View”—about four miles from Knoxville, which is by far the most attractive institution in the State.

This hospital is under the care and control of an excellent Board of Trustees, the President of whom is Hon. Frank M. Smith, with Dr. Michael Campbell, Superintendent, who is a most faithful public servant, and who, from much experience and study of the treatment of persons of diseased mind, is recognized as a physician of highest authority on the subject of insanity, having written some number of valuable works on said subject.

We find 461 patients in this hospital.

At present the following counties are assigned to this institution: Anderson, Bledsoe, Blount, Bradley, Campbell, Carter, Claiborne, Cocke, Cumberland, Franklin, Fentress, Grainger, Greene, Grundy, Hamblen, Hancock, Hamilton, Hawkins, James, Johnson, Jefferson, Knox, Loudon, McMinn, Marion, Meigs, Monroe, Morgan, Pickett, Polk, Rhea, Roane, Scott, Sequatchie, Sevier, Sullivan, Unicoi, Union, Van Buren, Washington and White, with total number of State patients allowed of 425.

We recommend an appropriation of \$135 per capita; \$3,800

for heating, etc.; \$1,000 for equipping a laundry plant; \$2,000 for repairing the floors; \$600 for plastering and cementing; \$300 for repairing the roof, and \$300 for locks for east wing.

#### TENNESSEE DEAF AND DUMB SCHOOL.

This institution is located in the heart of the city of Knoxville, with a separate institution for colored pupils, situated about three miles from the city, and is under the management of a Board of Trustees, the President of which is Mr. W. W. Woodruff, with Prof. Thomas L. Moses as Superintendent, who is unquestionably the right man in the right place.

In reporting this institution we cannot refrain from praising the good and efficient instructors. Prof. Moses is a man of wise judgment and tireless energy, and is supported by the faithful assistants in the good work he is doing at this institution. He diffuses cheerfulness and enthusiasm among all the students at the institution, and the instructors of each class room, being loved by the pupils as a father.

This highly commendable state of affairs is certainly an essential matter to every institution of this character, where the pupils are deprived of two very important factors, and are not able to enjoy the privileges of life, as we actually term it, without hearing or talking.

However, after a thorough investigation of this institution, and the manner of teaching these boys and girls used by Prof. Moses, it seems to us that the things accomplished by him are almost superhuman, for it is true that he teaches these boys and girls to "hear" and "speak."

From their ability to work this institution has been advanced to the forefront among similar institutions in the South, and we believe no better instruction is given in any institution of this character in the Union.

The discipline of the school is of the highest standard, and no punishments are inflicted other than parental, and only then in order to instill into the mind of the offender the higher importance of life.

Your committee is of the opinion, however, that if this institution was situated outside of the limits of the city of Knoxville, where the pupils would have purer air and more country life, that it would possibly be a benefit to them.

We find enrolled for the present session 254 boys and girls, and all are well fed, neatly clothed and splendidly watched over in their daily life. They are bright and cheerful, meet the world with a pleasant smile, notwithstanding their unfortunate afflic-



tion, and when in chapel present a picture of cheerfulness and culture and ability not often found in institutions of learning, where every condition to promote human happiness prevails.

The institution is excellently managed, and reference is here made to report of the experts regarding the financial condition of the institution.

In connection with the colored department of the school is a small farm, which is excellently managed, and produces more per acre than any other farm of any State institution. The farm dairy supplies products for both white and colored departments.

We had estimate submitted to us, and the value of the property of this institution is as follows:

Main building.....	\$ 50,000 00
Two L's .....	25,000 00
Two school buildings.....	30,000 00
Two laundry buildings.....	8,000 00
Chapel building.....	12,500 00
Hospital building.....	12,000 00
Superintendent's residence.....	4,500 00
Gymnasium.....	6,000 00
Mechanical building.....	4,000 00
Small boys' cottage.....	12,000 00
Paint shop and woodhouse.....	500 00
Heating, water pipes, sewerage and plumbing.....	20,000 00
Improvement of grounds.....	15,000 00
	<hr/>
	\$199,500 00

#### COLORED DEPARTMENT.

Main building.....	\$8,000 00
School and laundry building.....	2,500 00
Barns (?) .....	2,500 00
Dairyman's house, coal-house, etc...	1,000 00
	<hr/>
	14,000 00
	<hr/>
	\$213,500 00

We recommend an appropriation of \$175 per capita, to be paid \$17.50 per school month, not to exceed ten months per year; and \$2,000 for repairs.

## CENTRAL HOSPITAL FOR INSANE.

This is the oldest charitable institution in the State, and one which, we regret to say, even to-day bears many evidences of an early benevolence. It was as early as October, 1832, that the Legislature made an appropriation for a lunatic asylum in the State, and Davidson County was naturally the location.

The sum of \$10,000 was then appropriated, and a small tract of land one mile from Nashville was purchased. It was six years before the building was ready for occupancy, and by that time about \$60,000 had been expended by the State, and there were only thirteen patients in it.

It was in 1847 that the great philanthropist visited the State, aroused interest in the welfare of the insane, and the present location—six miles from Nashville, on the Murfreesboro Pike, one of the healthiest locations in the State—was chosen.

We have here one of the most attractive and thoroughly equipped hospitals in the South, but which we find at present very much handicapped for want of rooms to accommodate patients.

We find this institution under the management of a Board of Trustees, of whom Dr. J. E. Harris is President, and with Dr. John A. Beauchamp, Superintendent and in charge of it. This institution is surrounded by a very fine farm, which shows for itself that it is most excellently managed by Mr. Wm. D. Cartwright, Steward and Accountant.

He is unquestionably one of the best farmers in the State, and furnishes much money to the management of this institution from the way he manages and looks after this farm. He has a number of patients very much interested in the farm and garden work, and gets considerable benefit from their labor, and especially from the colored insane of the institution.

And this committee feels that money could be saved to the State by the purchase of an adjoining farm belonging to Mr. B. F. Wilkerson, containing 156 acres, which he offers to the State at \$50 per acre, and we recommend that that farm be purchased, and that the colored patients from the Eastern Hospital for the Insane be transferred to this institution. Such would be a great saving to the State, and make it unnecessary to erect another building at the Eastern Hospital. And, for the further reason, that we are of opinion that they can do much in aid of their support on the present farm, and the one above recommended to be purchased.

We recommend an appropriation of \$135 per capita; \$3,000 for dynamo and wiring and the installation of an electric light

plant; \$2,000 for ice and cold-storage plant; \$60,000 for the erection of a new wing in addition to the main building; \$750 for the transfer of colored patients from the Eastern Hospital to this hospital, which we believe to be to the State's interest under the circumstances and conditions; and \$7,800 for the purchase of a farm of 156 acres, adjacent to the farm now owned by the State at this institution.

#### BLIND GIRLS' HOME.

Four years ago the Legislature appropriated \$5,000 for the purpose of establishing a Blind Girls' Home, which was to be under the supervision of Fear Not Circle of the King's Daughters.

A lot was purchased, on which was erected a nice building, and we find that a considerable amount of money invested in this property was received from donations, outside of the donation given by the State.

The King's Daughters deserve favorable consideration at the hands of the State for the noble work which is being carried on by them in caring for these unfortunate blind girls, who have no one to whom to look for support and maintenance.

This institution is being conducted without the payment of salary to any of these good women interested in this work, although a considerable portion of their time is given to the institution.

We made a thorough investigation of the premises, and have had a personal examination of them made by a real estate man, versed in the value of property in Nashville, and from what he says we value the improvements at \$8,000 and the real estate at \$3,000, making the total valuation of the property \$11,000. An inventory of the furniture in the home shows that to be worth about \$1,200. The State has paid \$500 per year for the last two years for the assistance in the maintenance of the wards. There are now nine girls in the home, who are looked after, cared for, and whose lives are made as pleasant and happy as is possible under the circumstances by these good women, and who themselves built the property now owned by the State.

And we respectfully recommend that \$900 per annum be appropriated out of the State Treasury to assist in the maintenance of this home.

We find that for the past two years \$896.09 has been secured by the King's Daughters from private individuals for the purpose of assisting in the work they are doing, in caring for these wards, and while we are aware of the fact that at the time the original appropriation was made that it was not the intention of

the Legislature to establish this as a separate institution of the State, and while we do not now recommend this course, we do feel that the above recommendations, under the conditions now existing, should be favorably acted upon by the Legislature.

#### TENNESSEE INDUSTRIAL SCHOOL.

The Tennessee Industrial School, located in Davidson County, is an institution of which every Tennessean should feel justly proud, and of which we cannot say too much regarding its great progress and usefulness.

This institution reaches out and educates a class of boys and girls who would not obtain education if this school were not in existence.

The purpose of the institution is to give a technical and practical education in the various trades, and both boys and girls between the ages of six and twenty-one years are admitted.

The school is under the care of Dr. W. C. Kilvington, a man wide awake, and unquestionably a man in the right place. The school has about 775 pupils, 568 of whom are paid for by the State, 100 by Davidson County, and the remainder by parents, guardians and friends. The course of study is twofold: First, instruction in text-books, and second, training in some trade suitable for a life's work.

Competent teachers are in charge, and grades from one to seven are taught; and the work is done on the modern public school plan. The most important branch, however, is manual training, or the industrial department. Here students are given training in the handling of tools, and making all the necessary articles of furniture and cabinet-work used in the school.

The boys make shoes worn by the students; they have a laundry operated by the students, and a tailoring shop run by students; also a machine shop is worked in by the students.

A most excellent band is composed of students, and splendid music rendered by them.

At the head of the departments of each is a man competent to look after every department, and these gentlemen work under the supervision of the Superintendent.

Typesetting and printing are taught in a shop equipped for that purpose, and a weekly newspaper is published by students. And your committee is of opinion that, while it cannot possibly be done immediately, this institution can soon come to a place where it can do all of the printing required to be done for the State, and thereby save thousands of dollars annually to the State Treasury.

We find the machinery and appliances at this institution old and worn out, and very respectfully recommend an appropriation of \$10,000 for the purchase of tools, appliances and equipments of all kinds.

We find this institution in need of an ice and cold storage plant, and very respectfully recommend an appropriation of \$2,000 for this purpose.

We find this institution has done better work for the past two years than at any previous time in its history, and find that the present appropriation of \$100 per capita is sufficient to maintain the institution, and therefore recommend that this amount be appropriated, as heretofore.

#### TENNESSEE SCHOOL FOR THE BLIND.

We find this school in debt at present, which indebtedness seems to have come about by insufficient appropriations two years ago.

The school is doing a most commendable work, and deserves the continued support of the State.

Prof. J. V. Armstrong, the Superintendent, is laboring faithfully to improve the school in all its departments, and has selected a corps of teachers that are well qualified for the labors assigned to them, and who perform their work with cheerfulness—a condition to be admired and one which at all times should prevail in an institution of this character.

The students are well provided for, and to all appearances are very happy, notwithstanding their unfortunate affliction.

An education in all the branches is taught in the school, and it seems to be well looked after by teachers in each department.

The department of music is carefully and systematically conducted, the teachers are competent and the methods used are the most highly improved, and in many instances the ear and touch are so thoroughly trained that pupils having talent are developed to a remarkable degree.

From our investigation we find that the blind make rapid progress in music, and better qualify themselves in this than in any other branch taught in the school, to come in competition with those not hampered by such affliction.

The department of physical culture is in charge of a very excellent teacher, and the committee was well pleased with the strides made in this line by students.

The work done by the boys in broom-making, chair-bottoming and mattress-making, etc., is to be commended.

The Trustees of the above institution tell us that it is impos-

sible to run the institution on the present per capita, and after the investigation made by us we are of opinion that they are correct in their statements, but do feel that \$220 per capita is possibly more than they will need. We, therefore, recommend that \$200 per capita be appropriated for the maintenance of this institution.

The institution is very much in need of a laundry, machinery and implements, and we would recommend an appropriation of \$5,000 for this purpose.

We also recommend an appropriation of \$4,000 to cover the present deficit for the past two years.

The Board of Trustees of the Blind School is made up of successful business and professional men, who give considerable of their time and energy to this institution. They are live and attentive to the interests of the institution, and anxious and ready to do everything in their power looking to the improvement of the school, and we feel like much credit is due to these gentlemen for the progress and cheerfulness of the atmosphere of the school.

#### CONFEDERATE SOLDIERS' HOME.

This institution has a magnificent location about seven miles from Nashville, on the Hermitage Farm. There is belonging to the home a fine farm of 475 acres of the best lands of Middle Tennessee, but this committee is forced to say that the farm is not in a state of cultivation which we would like to see.

The Trustees are most excellent gentlemen, but from some cause or other they have not made the best success in the conduct of the farm, the same having been rented out to parties who have not taken proper care of the farm, as it appears to this committee; and it has also been rented at a lower price than it should have rented for, according to our view.

We found 112 old Confederate soldiers in this institution, whose average age is over 71 years, they being a remnant of the most gallant army of men that ever faced a cannon or marched to the tap of a drum. They fought an army at great odds for four years, with but little food or raiment, and subjected themselves to all kinds of suffering in order to support and carry out convictions dearer to them than life.

This institution has been presented to these veterans by Tennessee as a reward for their valor upon the field of battle, but Tennessee will not have the honor to maintain it for its present purpose much longer. The veterans are feeble on account of age and health, so that this home might properly be termed a hospital.

Every Tennessean who beholds this remnant of the Confederacy should feel justly proud that his State has not forgotten the debt due these men, even though almost half a century has intervened since that memorable war.

It is sad indeed to look upon these gallant old men, and reflect that they were once the fearless, vigilant men who were worried and overpowered by superior numbers, but never conquered.

They are now the admired, beloved veterans, worn out and enfeebled by old age, and about ready to surrender to their God on high, and there enter upon a perpetual reunion with their families and comrades.

Many of these old soldiers at the home are unhappy. They are petulant and hard to please—a natural result of the misfortune of old age. They are subjects of pity, not blame; and sympathy, not censure.

In order to obtain such benefits as this institution affords, many of the soldiers have been forced to leave their loved ones and their homes, and themselves be denied the companionship of their wives and children in the evening of life, although Tennessee pensions her soldiers.

Your committee cannot, therefore, understand why any old Confederate soldier who is eligible to this home should not be eligible to draw a pension, and it is our opinion that it is not right for these gallant Confederates to have to leave their homes when they do not so desire, for the purpose of obtaining assistance from the State, is very firm in our minds. We, therefore, recommend that all soldiers now at the home, who may desire to be placed on the pension roll, be placed thereon, and be permitted to return to their own humble firesides and spend their remaining days with their families, and enjoy the fond caresses of their faithful wives and loving children.

We recommend an appropriation of \$135 per annum per capita; an appropriation of \$150 per annum for religious services; \$20 for the burial expenses of each inmate, and \$500 per annum for running the hospital.

We further recommend that the Executive Committee of the Home be paid \$5 per day each when in attendance at the home and looking after its interests, and not to exceed \$100 per annum.

#### GENERAL REMARKS.

In closing this report, your committee desires to suggest that considerable money, in their opinion, could be saved to the State in the maintenance of these charitable institutions if a uniform system of bookkeeping was in vogue at each of them, and we

therefore recommend that a uniform system be adopted, under the direction of the Comptroller of the State.

We also are forced to the conclusion, after our investigation, that men are retained in some of the institutions who, on account of their age, cannot give to the positions they hold that degree of active and efficient service which the position requires. We say this without any intention of reflecting upon any one, and not without a full appreciation of the valuable services rendered in the past, but from a deep sense of what we believe to be the interest of the State, as well as the effectiveness and success of the institutions themselves.

We want to suggest further that it is our opinion that if the number of Trustees in these institutions was cut down, and had a closer connection with each other, that they could run the institutions at less cost than they are being run for under the present system; and we feel that the present system is defective in this particular — that each institution is under a separate board, with a distinct management and independent to all others, thereby lacking a supervising head.

If these institutions were more closely connected with each other, and more closely acquainted with what was being done at each institution, it is the opinion of this committee that thousands of dollars could be saved to the State; and we make this suggestion in the hope that some plan will be devised by which a better system will be adopted in the management of these institutions.

All of which is respectfully submitted.

O. K. HOLLADAY, *Chairman*;  
ROBT. C. MCELROY, *Secretary*;  
J. M. WILKERSON,  
FRANK RICHMOND,  
R. A. HARRIS,  
QUIMBY DYER,  
FRED L. MANSFIELD.



WESTERN HOSPITAL FOR THE INSANE, BOLIVAR, TENNESSEE.

NASHVILLE, Tenn., March 12, 1907.

*To the Honorable Committee on Charitable Institutions, Nashville, Tenn.:*

GENTLEMEN—We hereby submit the following reports on the seven different charitable institutions in the State of Tennessee.

We feel that these reports are not as full or complete as they might, or should have, been, yet they are as full as could be secured under the different systems of bookkeeping in the limited time which we were allowed for auditing.

With the exception of a forty-cent error, which was in favor of the Comptroller's books, this institution checked up all right. This error was corrected, and the books balanced exactly with the State's books, on the date shown in report.

We feel like complimenting this institution for its splendid system of book and record keeping.

WESTERN HOSPITAL FOR THE INSANE, BOLIVAR, TENN.

1905.

April 8—Balance .....		\$ 9,424 42
April 12—Received from State.....	\$ 6,132 75	
April 12—Weakley County .....	592 90	
April 13—Robertson County .....	101 25	
April 13—Henry County .....	1,203 05	
April 18—Tipton County .....	373 80	
April 13—T. P. Payne .....	65 00	
April 13—W. T. Morris .....	61 70	
April 13—Sold, etc. ....	126 38	8,656 83

*Disbursements—*

To April 19.....	\$ 1,251 11	
.....	1,258 37	
.....	3,455 63	
.....	1,715 15	
.....	240 20	
.....	958 18	8,879 64
April 19—Bal. paid to State May 12..		9,201 61
	<hr/>	<hr/>
	\$18,081 25	\$18,081 25

May 12—Bal. paid State which should have been paid sooner:

January 19 .....	\$ 10 77
July 19 .....	21 41
August 19 .....	12 64
September .....	151 44
October .....	1 75
November .....	5 00
December .....	25
1906.	
January .....	110 46
February .....	96 04
March .....	36 50
May .....	215 00
June .....	33 48
July .....	316 16
September .....	19 52
November .....	57 50
December .....	6 80
	<hr/>
	\$1,097 72

*Receipts from Counties—*

1905—May .....	\$ 599 55	
June .....	103 50	
July .....	1,277 49	
August .....	804 92	
September .....	346 48	
October .....	1,920 72	
November .....	1,056 97	
December .....	81 75	
1906—January .....	1,644 35	
February .....	1,304 84	
March .....	399 30	
April .....	2,949 64	
May .....	789 57	
June .....	873 50	
July .....	1,807 25	
August .....	200 00	
September .....	1,364 57	
October .....	1,991 33	
November .....	496 50	
December .....	2,355 66	
1907—January .....	815 46	\$ 23,183 33

*Individual Pay Patients—*

1905—May .....	\$ 432 92	
June .....	347 55	
July .....	766 07	
August .....	396 25	
September .....	426 25	
October .....	345 75	
November .....	598 35	
December .....	48 75	
1906—January .....	100 00	
February .....	500 83	
March .....	268 83	
April .....	35 00	
May .....	204 95	
June .....	288 75	
July .....	228 75	
August .....	465 00	
September .....	493 75	
October .....	230 00	
November .....	341 00	
December .....	798 60	
1907—January .....	240 00	\$ 7,566 35

*Received from State Dues—*

April .....	\$6,180 37
May .....	6,187 87
June .....	6,208 50
July .....	6,184 85
August .....	6,175 87
September .....	6,154 87
October .....	6,206 25
November .....	6,155 25
December .....	6,165 75
1907—January .....	6,135 00
February .....	6,116 62
March .....	6,151 85
April .....	6,145 10
May .....	6,197 62
June .....	6,182 62
July .....	6,185 25
August .....	6,204 37
September .....	6,239 62
October .....	6,187 12

November .....	\$ 6,185	25	
December .....	6,193	50	
1907—January .....	6,142	87	\$13,588 37

*Disbursements—Pay Rolls are as follows—*

1905—May .....	\$1,895	76	
June .....	1,875	56	
July .....	1,835	67	
August .....	1,870	57	
September .....	1,913	23	
October .....	1,879	36	
November .....	1,860	33	
December .....	1,930	16	
1906—January .....	1,894	30	
February .....	1,960	58	
March .....	1,905	69	
April .....	1,895	95	
May .....	1,898	12	
June .....	1,895	41	
July .....	1,874	68	
August .....	1,901	01	
September .....	1,879	68	
October .....	1,899	74	
November .....	1,930	81	
December .....	1,917	73	
1907—January .....	1,914	05	\$39,828 39

*Emergency Fund—*

1905—June .....	\$ 198	53	
July .....	194	04	
August .....	187	36	
September .....	106	49	
October .....	198	25	
November .....	164	77	
December .....	181	92	
1906—January .....	176	84	
February .....	162	15	
March .....	170	18	
April .....	187	88	
May .....	199	95	
June .....	193	76	
July .....	199	95	
August .....	197	40	

September .....	\$ 193 92	
October .....	199 82	
November .....	199 75	
December .....	199 65	
1907—January .....	192 86	\$ 3,705 47

*Coal and Freight—*

1905—May .....	\$ 110 13	
June .....	80 03	
July .....	229 03	
August .....	121 60	
September .....	738 44	
October .....	830 91	
November .....	784 88	
December .....	1,004 40	
1906—January .....	406 78	
February .....	386 85	
March .....	852 02	
April .....	782 54	
May .....	339 89	
June .....	844 00	
July .....	202 60	
August .....	696 26	
September .....	1,115 93	
October .....	739 89	
November .....	918 63	
December .....	350 75	
1907—January .....	429 56	
February .....	361 71	\$12,326 83
1905—May 16, refunded.....		441 80
1906—July 26, one horse .....		175 00
1905—December 1, bill fruit trees.....		46 00

*All Other Disbursements—*

1905—May .....	\$ 2,118 43
June .....	4,664 44
July .....	3,846 61
August .....	3,676 04
September .....	3,602 33
October .....	3,747 56
November .....	5,095 46
December .....	5,686 94
1906—January .....	2,753 71
February .....	3,702 34

March .....	\$ 4,507	75	
April .....	3,598	86	
May .....	4,565	68	
June .....	4,180	02	
July .....	4,412	58	
August .....	4,299	52	
September .....	5,102	66	
October .....	5,448	36	
November .....	6,302	70	
December .....	7,184	56	
1907—January .....	3,955	53	\$92,442 08
			28,369 81
			<hr/>
	\$176,935	38	\$176,935 38

February 19, Balance .....	28,369	81	
February 19, Emergency Fund drawn from Treasury and on hand.....	200	00	
1905—May 12, Amount turned back to State .....	9,201	61	
1907—To February 19, Amount re- ceived from sales of products on farm .....	1,097	72	
February 19, Amount received from county pay patients.....	23,183	33	
February 19, Amount received from individual pay patients...	7,566	35	
February 19, Amount received from State Sus. Fund .....	135,886	37	\$176,935 38

*Disbursements—*

1907—To February 19, Pay rolls.....	\$39,828	39	
To February 19, Emergency Fund	3,705	47	
February 19, Coal and Freight..	12,326	83	
1906—July 26, Refunded .....	41	80	
July 26, One horse .....	175	00	
1905—December 1, Bill of fruit trees..	46	00	
1907—February 19, All other disburse- ments .....	92,442	08	
Total disbursements .....			\$148,565 57
February 19, Amount to credit of account .....	\$28,369	81	

*Special Appropriation for Road—*

1905—March 19 .....	\$ 1,500 00
May 12, Balance returned to Treasurer by Board .....	1,819 27
1906—May 19, Appropriation of Harde- man County .....	150 00

*Disbursements—*

1905—January 24 .....	\$ 72 20	
November 27 .....	400 00	
December 23 .....	180 00	
1906—January 6 .....	315 00	
January 23 .....	44 65	
February 13 .....	22 78	
February 22 .....	109 74	
March 9 .....	3 00	
February 19, Balance due road fund .....	1,321 90	
	<hr/>	<hr/>
	\$2,469 27	\$2,469 27
	<hr/>	<hr/>
	\$1,321 90	

*Special Appropriation—Barn Fund—*

1905—March 19 .....	\$ 500 00
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*Disbursements—*

1905—December 23 .....	187 71	
1906—January 23 .....	172 35	
March 9 .....	139 94	
	<hr/>	<hr/>
	\$500 00	\$500 00

*Patients—*

Benton County .....	12
Crockett County .....	12
Chester County .....	9
Carroll County .....	24
Decatur County .....	8
Dyer County .....	23
Fayette County .....	32
Gibson County .....	40
Henry County .....	23
Hardeman County .....	23

Henderson County .....	13
Haywood County .....	26
Hardin County .....	13
Lauderdale County .....	16
Lake County .....	3
McNairy County .....	15
Madison County .....	33
Obion County .....	30
Shelby County .....	135
Tipton County .....	26
Weakley County .....	33
—	549

Individual pay patients .....	23
Robertson County .....	1
Chester County .....	11
Carroll County .....	2
Dyer County .....	4
Fayette County .....	3
Gibson County .....	12
Haywood County .....	1
Henry County .....	15
Hardeman County .....	6
Madison County .....	20
Obion County .....	8
Tipton County .....	10
Weakley County .....	22
Benton County .....	3
—	108

Male—White .....	258
Female—White .....	270
Male—Colored .....	60
Female—Colored .....	92
—	680

#### EASTERN HOSPITAL FOR INSANE.

We want to say that this institution has a very nice system of bookkeeping, indeed. With the exception of two or three very small errors (which were made in favor of the State), these books were all right. Errors were corrected, and balanced with the State's books exactly. We noticed, too, in making settlement, that they failed to collect enough; \$1.00 in one place, and 92 cents in another.



HOSPITAL INSANE, EAST TENNESSEE, KNOXVILLE, TENN.

1905—March 18, Bal. on hand.	\$ 225 20
April 19 .....	\$4,435 12
April 19, Pay patients..	2,718 45
April 19 .....	74 65      7,228 22

*Disbursements—*

April 19, Pay roll .....	\$1,960 17	
April 19, All other ex-		
penditures .....	343 06	\$5,398 93
Balance .....		2,054 49
	<hr/>	<hr/>
	\$7,453 42	\$7,453 42

May 6, Balance refund to Comptroller .....	\$2,054 49
---	------------

*Sales are as follows—*

1905—May .....	\$ 197 20
June .....	53 46
July .....	214 64
August .....	11 10
September .....	13 65
October .....	46 42
November .....	492 11
December .....	12 50
1906—January .....	195 13
February .....	99 63
March .....	287 05
April .....	59 50
May .....	112 46
June .....	417 31
July .....	
August .....	462 24
September .....	13 90
October .....	27 72
November .....	21 25
December .....	301 02
1907—January .....	
February .....	\$3,038 29

*Amount Received from Pay Patients—*

1905—May .....	667 00
June .....	1,009 23

	July .....	\$1,513	75	
	August .....	1,540	14	
	September .....	848	22	
	October .....	2,311	23	
	November .....	530	00	
	December .....	1,209	16	
1906—	January .....	1,308	22	
	February .....	722	45	
	March .....	1,637	43	
	April .....	1,202	47	
	May .....	1,045	29	
	June .....	1,009	67	
	July .....	982	05	
	August .....	1,336	05	
	September .....	917	28	
	October .....	842	26	
	November .....	1,113	43	
	December .....	993	44	
1907—	January .....	719	05	
	February .....	1,139	41	\$24,597 33

*Amounts Received from State—*

1905—	May 19 .....	\$4,390	87	
	June .....	4,404	00	
	July .....	4,416	37	
	August .....	4,471	50	
	September .....	4,493	65	
	October .....	4,496	25	
	November .....	4,503	00	
	December .....	4,541	63	
1906—	January .....	4,534	88	
	February .....	4,534	87	
	March .....	4,515	75	
	April .....	4,529	62	
	May .....	4,496	25	
	June .....	4,464	38	
	July .....	4,480	13	
	August .....	4,478	25	
	September .....	4,494	00	
	October .....	4,528	50	
	November .....	4,450	13	
	December .....	4,441	88	
	January .....	4,452	38	
	February .....	4,460	63	\$98,578 92

*Disbursements—Pay Roll —*

1905—May 19 .....	\$1,782 13	
June .....	1,763 75	
July .....	1,741 05	
August .....	1,813 30	
September .....	1,851 35	
October .....	1,899 65	
November .....	1,922 45	
December .....	1,954 90	
1906—January .....	1,941 10	
February .....	1,866 40	
March .....	1,868 23	
April .....	1,792 43	
May .....	1,871 10	
June .....	1,813 80	
July .....	1,888 56	
August .....	2,023 45	
September .....	1,925 18	
October .....	1,927 41	
November .....	1,932 67	
December .....	1,973 41	
1907—January .....	1,933 68	
February .....	1,963 23	\$41,449 73

*Refunded to Pay Patients—*

1906—April .....	\$ 262 07	
June .....	92 44	\$354 51

*All Other Expenditures—*

1905—May .....	\$2,572 60
June .....	2,804 78
July .....	3,030 62
August .....	2,975 90
September .....	3,612 20
October .....	3,557 07
November .....	5,569 18
December .....	4,398 29
1906—January .....	5,154 68
February .....	3,911 04
March .....	3,636 74
April .....	3,396 06
May .....	2,602 80
June .....	4,268 82

July .....	\$2,883	01	
August .....	669	31	
September .....	3,209	86	
October .....	3,504	94	
November .....	2,442	19	
December .....	4,369	89	
1907—January .....	4,627	22	
	2,971	50	
	3,610	19	
			\$79,778 89
Balance .....			6,685 90
			<hr/>
			\$128,269 03 \$128,269 03

February 19, Balance in State Treasury.....\$6,485 90  
 February 19, Balance Emergency Fund with Su-  
 perintendent ..... 200 00

1905—May 6, 'Balance refunded to State .....	\$ 2,054	49	
1907—February 19, Amount received from sales .....	3,038	29	
February 19, Amount received from pay patients and county...	24,597	33	
February 19, Amount received from State per capita.....	98,578	92	
Total credits .....			\$128,269 03

*Disbursements—*

1907—February 19, Pay roll .....	\$41,449	73	
February 19, Refunded to pay pa- tients .....	354	51	
February 19, Other expenditures.	79,778	89	
Total disbursements .....			121,583 13
February 19, Balance due.....	6,485	90	

*Special Appropriations—New Buildings and Improvements.*

1905—March 19, Balance undrawn .....	\$ 8,000	00	
April 19, Amount re- funded by Board of Trustees .....	2,413	70	

*Disbursements—*

1905—March 13 .....	\$2,000 00		
June 1 .....	662 35		
June 1 .....	93 49		
June 24 .....	301 47		
July 19 .....	580 00		
July 25 .....	71 70		
August 17 .....	5,620 00		
August 24 .....	431 65		
September 26 .....	301 23		
October 25 .....	26 80		
December 5 .....	100 00		
1906—March 23 .....	16 25		
April 26 .....	14 00		
July 3 .....	26 50		
July 3 .....	99 75		
Balance .....		\$10,345 19	
		68 51	
		\$10,413 70	\$10,413 70

1907—February 19, Balance in State Treasury .....\$ 68 51

*Special Appropriation for ———, etc.—*

1905—March 19 .....\$2,500 00

*Disbursements—*

1905—September 26 .....	\$ 198 75		
October 25 .....	1,147 50		
November 25 .....	1,154 38		\$2,500 63
February 19, Balance overdrawn .....		63	
		\$2,500 63	\$2,500 63
Balance .....			63

*Furnishing New Addition, Special—*

1905—March 19 .....\$1,000 00

*Disbursements—*

1905—August 24 .....\$250 00  
    September 21 ..... 458 35

October 25 .....	\$ 51 45		
November 25 .....	228 50		\$ 988 30
Balance .....			11 70
		<hr/>	<hr/>
		\$1,000 00	\$1,000 00

*Special Appropriation for New Boilers—*

1905—March 19 .....\$1,500 00

*Disbursements—*

1905—September 26 .....	\$ 65 73		
October 25 .....	1,225 11		
1906—November 25 .....	193 79		
1907—January 27 .....	12 00		\$1,496 63
Balance .....			3 37
		<hr/>	<hr/>
		\$1,500 00	\$1,500 00

February 19, Balance in  
treasury due this fund.. 3 37

*Special Appropriation for Fire Hose—*

1905—March 19 .....\$400 00

*Disbursements—*

1905—August 24 .....		\$381 00	
Balance .....		19 00	
		<hr/>	<hr/>
		\$400 00	\$400 00

1907—February 19, Balance in treasury due  
this fund .....\$ 19 00

*Accounts Due from Counties—*

Rutherford County .....	\$ 83 67
Morgan County .....	34 20
Claiborne County .....	75 16
Jefferson County .....	12 84
Hancock County .....	8 55
Knox County .....	213 84
Rhea County .....	99 06
Hamilton County .....	80 11
Loudon County .....	116 66

McMinn County .....	\$ 70 00
Washington County .....	328 22
Blount County .....	55 23
Bradley County .....	40 06
Grainger County .....	130 75

*Individual Pay Patients—*

Judy Barton .....	\$190 00
T. J. Boggess .....	43 34
R. R. Thatcher .....	66 67
M. L. Saoils .....	4 06
Martin Ford .....	71 50
Peter Moffit .....	36 25
Arthur Wells .....	21 52
Henry Stover .....	65 00
Miss Louise Reagan .....	43 34
Samuel Crockett .....	43 34
Mannie Summers .....	578 33
Thos. Nolen .....	48 64
Mrs. Laura McCooley .....	208 70
Alonzo Fry .....	20 90
Relie Satterfield .....	2 50
Jos. H. Sharp .....	96 30
Philip Lowe .....	10 75
Union County overpaid .....	158 03

*Collections by Superintendent Since Last Report—*

Pay patients .....	\$195 00
Sales .....	76 20

County.	Entitled to	No. in Hospital.
Anderson .....	10	9
Bledsoe .....	4	2
Blount .....	12	14
Bradley .....	9	9
Campbell .....	10	8
Carter .....	10	6
Claiborne .....	13	13
Cocke .....	12	12
Cumberland .....	4	4
Fentress .....	4	3
Franklin .....	16	15
Grainger .....	9	9

County.	Entitled to	No. in Hospital.
Greene .....	20	18
Grundy .....	6	4
Hamblen .....	8	9
Hamilton .....	31	31
Hancock .....	7	5
Hawkins .....	16	16
James .....	4	4
Jefferson .....	12	12
Johnson .....	6	6
Knox .....	46	49
Loudon .....	6	6
Marion .....	10	9
McMinn .....	11	11
Meigs .....	5	3
Morgan .....	11	11
Pickett .....	6	6
Putnam .....	3	3
Polk .....	7	1
Rhea .....	9	6
Roane .....	13	9
Sequatchie .....	2	13
Scott .....	8	1
Sevier .....	14	8
Sullivan .....	14	13
Unicoi .....	4	14
Union .....	9	4
Van Buren .....	2	4
Washington .....	13	2
White .....	9	13
Criminal patients ...	4	9

*Patients for Whom the Respective Counties Pay—*

County.	No. of Patients.
Knox .....	11
Hamblen .....	2
Washington .....	5
Loudon .....	5
McMinn .....	6
Bradley .....	2
Rutherford .....	1
Rhea .....	4
Monroe .....	2
Morgan .....	2



County..	No. of Patients.
Claiborne .....	2
Blount .....	2
Roane .....	1
James .....	1
Unicoi .....	1
Number of private patients..	24

The number of patients given include all in the hospital for a full month, as well as those here for a number of days.

*Inventory of Farm Property—*

4 Driving horses .....	\$ 400 00
10 Mules .....	1,500 00
36 Milch cows .....	1,055 00
1 Heifer .....	20 00
1 Bull .....	20 00
20 Hogs .....	276 00
26 Shoats .....	140 40
1 Calf .....	2 00
40 Tons hay .....	680 00
40 Bushels corn .....	24 00
2 Silos ensilage, 12x12x20 feet.....	
1 Portable engine .....	500 00
1 Bone mill .....	50 00
1 Corn crusher .....	30 00
1 Feed cutter .....	10 00
1 Ensilage cutter .....	100 00
1 Rock crusher .....	200 00
4 Farm and coal wagons .....	190 00
1 Spring dray wagon .....	50 00
1 Hack .....	25 00
1 Swill wagon .....	10 00
1 Buggy .....	50 00
1 Seed drill .....	30 00
1 Disk harrow .....	22 50
1 Drag .....	10 00
1 Reversible disk plow .....	25 00
3 Turning plows .....	15 00
6 Double plows .....	10 00
2 Cultivator plows .....	20 00
1 Mowing machine .....	25 00
1 Hay rake .....	10 00
1 Reaper .....	35 00
1 Pea huller .....	20 00
1 Subsoil plow .....	10 00

OFFICE OF THE BOARD OF TRUSTEES.

For term ending December 19, 1906.

*First—Inventory Engineer's Department—Equipment.*

*Main Plant—*

Boilers (4) 66" x 16' —0" horizontal tubular boilers, 100 h. p. each.

Pumps (1)—6" x 4" x 12" Davidson boiler feed.

(1)—400 h. p. Pemberthy injector.

*Electric Plant—*

(1) 12" x 14" Brownell engine, direct connected to a 50 K. W. commercial dynamo at 110 volts.

(1) 10" x 16" Frick engine, belted to a 25 K. W. Edison type dynamo at 110 volts.

Engines (1) 6" x 12" Rice engine for running laundry.

Fire Pumps (1) No. 1 Davidson fire pump, 600 gal. per min.

(1) Silsby Rotary fire pump, 1,000 gal. per min.

1,600 ft. of 2" fire hose.

10 nozzles for 2" hose.

*Woodside Plant—*

Boilers (1) 42" x 12' —0" horizontal tubular boiler, 40 h. p.

(1) Furman hot water heater, 300 gallons per hour.

*Pump House—Pumping Station—*

Boilers (1) 48" x 12' —0" horizontal tubular boiler, 40 h. p. feed water by one 50 h. p. injector.

Pumps (1) 8" x 12" x 7" x 10" Gordon compound duplex pump of 500,000 gallons capacity of 12 hours.

One 12" Leffel turbine water-wheel, connected by rope drive to one 5" x 12" power pump, 200,000 gallons capacity.

Scales—One 5-ton Buffalo platform scales.

*Tools—*

1 Forbes pipe machine, 2½" to 8" pipe.

1 No. 7 Armstrong stock and dies, 2½" to 4" pipe.

1 No. 3 Armstrong stock and dies, 2½" to 4" pipe.

1 No. 3 Armstrong stock and dies, 1" to 2" pipe.

1 No. 2 Armstrong stock and dies, ⅛" to 1" pipe.

1 No. 1 stock and solid dies, ⅛" to 1" pipe.

1 No. 2 ratchet stock and solid dies, 1" to 2" pipe.

1 No. 0 stock and solid dies, ⅛" to ½" pipe.

- 2 Large pipe vises, 1" to 5" pipe.
- 1 Small pipe vise,  $\frac{1}{8}$ " to 2" pipe.
- 1 Machinist's vise.
- 1 No. 3 Armstrong pipe cutter, 2" to 4" pipe.
- 1 No. 2 Holland pipe cutter, 1" to 4" pipe.
- 1 No. 1 Saunders pipe cutter,  $\frac{1}{8}$ " to 1" pipe.
- 3 Screwplates and taps,  $\frac{1}{2}$ " to 1" pipe.
- 1 Set caulking tools for plumber.
- 1 Dozen cold chisels.
- 1 Set socket wrenches.
- 6 Monkey-wrenches.
- 6 Trim pipe wrenches.
- 4 Chair tongs.
- 6 Machinist's hammers.
- 3 Pinch bars.
- 1 3-ft. pipe wrench for work in angles.
- 2 Plastering trowels.
- 2 Mason's trowels.
- 2 Pointing trowels.
- 2 Grooving trowels, for cement work.
- 1 Set cast-iron solid wrenches,  $\frac{1}{4}$ " to 1".
- 1 Set pipe taps.
- 1 Pair wire splicers.
- 6 Pair wire splicers.
- 6 Large screw-drivers.
- 3 Small screw-drivers.
- 3 Metal ladles.
- 1 Ratchet drill and set drills,  $\frac{1}{2}$ " to 2".
- 1 4" flue expander.
- 1 Magnet bell.
- 1 Architect's level and tripod and rod.
- 1 Forge.
- 1 Anvil.
- 1 Set blacksmith tongs.
- 4 Coal scoops.
- 12 Shovels.
- 3 Picks.
- 1 Iron tamper.
- 2 Large coal wheelbarrows.
- 2 Small wheelbarrows.

*Stock on Hand.*

Pipe—

- 60 feet  $3\frac{1}{2}$ " wrought iron pipe.
- 20 feet  $2\frac{1}{2}$ " wrought iron pipe.
- 300 feet 2 " wrought iron pipe.
- 200 feet  $1\frac{1}{2}$ " wrought iron pipe.
- 500 feet  $1\frac{1}{4}$ " wrought iron pipe.
- 500 feet 1 " wrought iron pipe.
- 200 feet 1 " wrought iron pipe, galvanized.
- 200 feet  $\frac{1}{8}$ " to  $\frac{3}{4}$ " wrought iron pipe.
- 20 feet 4" cast-iron soil pipe.

Fittings—

- 24 only 4" cast-iron soil pipe tees.
- 4 only 4" cast-iron soil pipe ells.
- 10 only 4" cast-iron soil pipe 4.50 ells.
- 6 only 2" cast-iron soil pipe traps.
- 4 only 4" cast-iron soil pipe hopper traps.
- 1 only 4" cast-iron soil pipe Y.
- 8 only 4" cast-iron soil pipe ells, long bend.
- 7 only 2" cast-iron soil pipe tees.
- 2 only 2" cast-iron soil pipe ells.
- 2 only 2" cast-iron soil pipe Y.

Valves—

- 1 only  $3\frac{1}{2}$ " Jenkins Globe Valve.
- 1 only 5 " gate valve.
- 7 only 2 " valves.
- 10 only  $1\frac{1}{2}$ " valves.
- 18 only  $1\frac{1}{4}$ " valves.
- 24 only 1 " valves.
- 18 only  $\frac{3}{4}$ " valves.
- 24 only  $\frac{1}{2}$ " valves.
- 7 only  $\frac{3}{8}$ " valves.
- 14 only  $\frac{1}{4}$ " valves.
- 10 only  $1\frac{1}{2}$ " radiator valves.
- 1 only 2 " check valves.
- 1 only  $1\frac{1}{2}$ " check valves.
- 1 only  $1\frac{1}{4}$ " check valves.
- 4 only 1 " check valves.
- 4 only  $\frac{3}{4}$ " check valves.
- 4 only  $\frac{1}{2}$ " check valves.

Disc—

170 only Jenkins valves disc,  $\frac{1}{4}$ " to  $3\frac{1}{2}$ ".

Flanges—

1 only 5 " flange union.  
15 only  $3\frac{1}{2}$ " flange union.  
3 only 3 " flange union.  
5 only 2 " flange union.  
2 only  $1\frac{1}{4}$ " flange union.  
4 only 1 " flange union.

Unions—

6 only 2 " malleable unions.  
14 only  $1\frac{1}{2}$ " malleable unions.  
15 only  $1\frac{1}{4}$ " malleable unions.  
38 only 1 " malleable unions.  
16 only  $\frac{3}{4}$ " malleable unions.  
15 only  $\frac{1}{2}$ " malleable unions.  
20 only  $\frac{3}{8}$ " malleable unions.  
36 only  $\frac{1}{4}$ " malleable unions.

Couplings—

1 only 6 " coupling.  
2 only 3 " coupling.  
22 only  $3\frac{1}{2}$ " coupling.  
9 only  $2\frac{1}{2}$ " coupling.  
240 only couplings from  $\frac{3}{8}$ " to 2", assorted.

Plugs—

2 only 5 " plugs.  
2 only 4 " plugs.  
7 only  $3\frac{1}{2}$ " plugs.  
2 only 3 " plugs.  
2 only  $2\frac{1}{2}$ " plugs.  
116 only  $\frac{1}{8}$ " to 2" plugs, assorted.

Nipples—

10 only 5 " nipples.  
26 only  $3\frac{1}{2}$ " nipples.  
5 only 4 " nipples.  
8 only 3 " nipples.  
11 only  $2\frac{1}{2}$ " nipples.  
600 only  $\frac{1}{4}$ " to 2" nipples.

Tees—

- 11 only  $3\frac{1}{2}$ " tees.
- 8 only 5 " tees.
- 1 only 4 " tees.
- 11 only  $2\frac{1}{2}$ " tees.
- 7 only  $2\frac{1}{2}$ " tees, reducing.
- 250 only  $\frac{1}{4}$ " to 2" tees.
- 120 only  $\frac{1}{2}$ " to 2" tees, reducing.

Elbows—

- 9 only 5 " elbows.
- 4 only 4 " elbows.
- 4 only 4 " elbows.
- 4 only 4 " elbows, long bend.
- 4 only 4 " x  $3\frac{1}{2}$ " elbows.
- 11 only  $2\frac{1}{2}$ " elbows.
- 141 only  $\frac{1}{4}$ " to 2" elbows.

Bushing—

- 1 only 5 " x 3" bushing.
- 3 only 4 " x  $3\frac{1}{2}$ " bushing.
- 21 only  $3\frac{1}{2}$ " x assorted bushing.
- 30 only  $2\frac{1}{2}$ " x assorted bushing.
- 275 only 2 " to  $\frac{1}{8}$ " assorted bushing.

Caps—

- 15 only pipe thread caps.

Floor Plates—

- 12 only 2" floor plates.

Straps—

- 140 only galvanized pipe straps.
- 20 only pipe hooks.

Belts—

- 12 only belt hooks.
- 100 feet old leather belting.
- 50 feet 2" leather belting.
- 2 only odd link belts, 60 and 75 feet long.

Railings—

60 only railings, fittings assorted.

Electric—

36 only glass pole insulators.  
12 only wood pins.  
6 only pole brackets.  
24 only hangers.  
50 only Edison sockets.  
24 only pair porcelain cleats.  
70 only small knobs.  
60 only large knobs.  
8 lbs. wire solder.  
20 only glass shades.  
5 lbs. tape.  
7 only Bryant snaps switch.  
45 only K. W. rosettes.  
24 only T. H. wall sockets.  
1 lot old rosettes.  
10 lbs. fuse wire.  
100 only electric lamps.

Pipe Insulation—

90 feet  $3\frac{1}{2}$ " Wycoff pipe insulation.  
60 only old fittings, assorted.

Expansion—

2 only  $3\frac{1}{2}$ " x 30" expansion joints.  
3 only  $3\frac{1}{2}$ " x 8" expansion joints.  
2 only  $1\frac{1}{2}$ " x 10" expansion joints.

Pulleys—

3 only old pulleys.

Tanks—

1 lot flush tank repairs.  
1 automatic flush tank.  
2 Hustler flush tanks.

Registers—

2 only 8" x 10" hot-air registers.

Miscellaneous—

- 1 lot old gauge glass fixtures.
- 1 lot hose couplings.
- 36 only R. & L. fittings, 1" and 1¼" couplings and ells and nipples.
- 2 only old lubricators.
- 3 only steam gauges.

Mattresses—

- 15 only woven wire mattresses (bed springs).

Lead—

- 150 lbs. lead.

Bibbs—

- 30 only ½" bibbs.
- 12 only ½" bibbs (old).

Pet Cocks—

- 24 only ⅛" pet cocks.

Packing—

- 10 lbs. Eureka piston packing (sheet).

Paint Shop—

- 50 gallons linseed oil.

Paint—

- 15 gallons varnish.
- 175 lbs. white lead.
- 25 gallons coloring for lead.
- 1 gallon liquid wood filler.
- 1 gallon mahogany stain.
- 95 lbs. gypsum water paint.
- 6 only 4" stucco paint brushes.
- 4 only 1½" paint brushes.
- 1 only varnish brushes.
- 2 only kalsomine brushes.
- 25 lbs. Chattanooga mineral red paint.



**Carpenter Shop—**

1,000 feet lumber.

**Nails—**

600 lbs. nails, from 5d. to 20d.

**Glass—**

6 only boxes glass for ward windows.

25 yards window shade, rods and rolls.

**Wire—**

1 bundle screen wire.

**Screws—**

20 gross screws.

4 lbs. wire brads.

35 lbs. solder.

, 30 only mortise locks.

150 only keys.

1 lot tacks.

2 dozen butts.

6 boxes glazing points.

**Tools—**

18 only socket chisels.

9 mortising chisels.

1 only draw-knife.

1 breast drill.

3 only hand-saws.

2 only rip-saws.

2 tennon-saws.

2 framing squares.

2 miter squares.

1 try square.

**Bits—**

56 auger bits,  $\frac{1}{8}$ " to 2".

1 brace.

1 jack-plane.

1 fore-plane.

1 jointer-plane.

2 smooth-planes.

- 1 set matching planes.
- 2 levels.
- 2 pairs snips (tin).
- 2 pairs pincers.
- 2 pairs pliers.
- 3 claw-hammers.
- 3 screw-drivers.
- 1 spoke-shave.
- 1 marking gauge.
- 2 beading planes.
- 22 hack-saw blades.
- 18 hand-saw files.
- 1 hand axe.
- 2 bundles window cord.
- 130 lbs. putty.
- 3 sheets tin.
- 1 glue pot.
- 1 pair dividers.
- 3 gross bolts, assorted.
- 2 gross washers.

Miscellaneous—

- 40 tons coal on hand (estimated).
- 50 tons coal on hand (held in reserve).
- 10 bbls. Atlas cement.
- 3 bbls. fire clay.
- 1 bbl. white plaster.
- 6 sks. wood fibre plaster.
- 500 hard brick.
- 20 yards sand.
- 1 ton cast-iron water main.
- 2 tons scrap pipe, wrought and cast iron.

W. H. STEWART, *Engineer.*

DEAF AND DUMB SCHOOL, KNOXVILLE, TENN.

We will say in regard to the books of this institution that they were all right, so far as we could see. Everything checked exactly with the Comptroller's report.

1904—December 12, Balance in hands of Superintendent .....	\$ 227 73
December 12, Balance in hands of Treasurer school.....	4,125 30

	December 31, Received from Steward .....	\$ 12 20
1905—	January 10, Received from State .....	3,895 18
	February 24, Received from State .....	3,882 21
	March 21, Received from State..	3,875 14
	March 30, Received from Superintendent .....	3 10
	April 29, Received from Steward	19 05
	May 1, Received from State....	3,849 21

*Disbursements—*

1904—	December pay roll ....	\$1,662 27	
1905—	January pay roll .....	1,542 06	
	February pay roll ....	1,683 77	
	May pay roll .....	1,706 72	
	April pay roll .....	1,613 67	\$8,298 49

*All Other Expenses—*

1904—	December .....	\$2,274 12	
1905—	January .....	2,174 81	
	February .....	2,235 68	
	March .....	2,179 79	
	April .....	1,739 77	10,604 17
			986 52
			<hr/>
		\$19,889 12	\$19,889 12

1905—May 12, Balance paid Comptroller. \$ 982 82

*Receipts from Dairy—*

1905—	October 5 .....	\$ 342 22	
1906—	March 30 .....		83 63
	July .....	184 40	
	December 15 .....	455 61	982 23

*Returned Railroad Fares—*

1905—	July 5 .....	19 00	
	July 2 .....	6 48	
	December 15 .....	35 45	60 93

*Amount Paid to State as follows:*

1905—May 12 .....	\$2,838 00	
May 31 .....	3,841 55	
July 5 .....	3,811 50	
October 5 .....	3,584 03	
November 5 .....	3,807 76	
November 29 .....	3,921 69	
1906—January 1 .....	3,936 43	
January 31 .....	4,000 07	
February 21 .....	3,964 71	
March 21 .....	3,962 94	
April 18 .....	3,937 02	
May 16 .....	3,961 18	
June 13 .....	3,935 84	
October 3 .....	3,748 45	
October 31 .....	3,951 16	
November 28 .....	3,917 66	
December 26 .....	3,962 36	
1907—January 23 .....	4,012 45	70,135 00

*Disbursements are as follows—*

1905—May 12, pay roll .....	\$1,917 64	
June 7 .....	1,572 92	
August .....	1,219 87	
September .....	1,244 17	
October 5 .....	1,772 02	
November .....	1,928 98	
December 4 .....	1,936 60	
January 1 .....	1,249 89	
January 1 .....	536 40	
January 5 .....	144 58	200 00
February 3 .....	1,947 93	
March 2 .....	1,848 89	
May 2 .....	1,849 91	
June 3 .....	1,884 35	
July 3 .....	1,532 16	
August 1 .....	1,275 30	
September 1 .....	1,228 23	
October 3 .....	1,833 63	
November 3 .....	2,023 18	
December 3 .....	2,022 13	
1907—January 2 .....	2,029 78	
February 2 .....	2,076 78	
March 2 .....	1,957 54	38,817 99

*Paid for Railroad Fares—*

1905—June 9 .....	\$ 448 32	
August 27 .....	428 71	
September 5 .....	85 21	
1906—September 1 .....	424 21	\$1,386 45

*All Other Expenditures—*

1905—June 8 .....	\$1,143 29	
July 5 .....	600 50	
August 7 .....	353 86	
September 1 .....	518 36	
October 6 .....	1,101 50	
November 3 .....	1,265 98	
December 4 .....	1,694 65	
1906—January 1 .....	1,585 13	
January 5 .....	118 28	
February .....	1,996 00	
March .....	1,756 67	
April .....	1,721 38	
May .....	1,793 27	
June .....	1,914 66	
July 5 .....	967 55	
August 3 .....	562 84	
September 3 .....	829 39	
October .....	2,021 30	
November .....	1,805 99	
December 1 .....	1,754 98	
1907—January 5 .....	1,699 39	
February 5 .....	1,334 53	
		\$28,529 60
		3,314 27

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\$72,248 31	\$72,248 31

March 2, Balance in Treasury undrawn ...	3,314 27	
March 2, Emergency fund with Superin- tendent .....	200 00	
Total credits .....	\$72,248 31	
Total disbursements...		\$68,934 04
Balance on hand.....		3,314 27
	<hr/>	<hr/>
	\$72,248 31	\$72,248 31

1905—May 12, Balance turned over to State .....	\$	986	52	
1906—March 20, Receipts from dairy..		83	63	
December 15, Receipts from dairy .....		982	23	
Returned railroad fares .....		60	93	
1907—February 1, Received from State per capita .....		70,135	00	
Total credits .....				\$72,248 31

*Disbursements—*

1907—May 12, Paid Superintendent as Emergency Fund .....	\$	200	00	
March 2 pay roll .....		38,817	99	
Paid for railroad fares.....		1,386	45	
February 5, Received from State per capita .....		28,529	60	
Total disbursements .....				68,934 04
1907—March 2, Balance to credit....		3,314	27	

*Special Appropriations—*

1905—May 12, Boiler and H. ....	\$1,175	00	
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*Disbursements—*

1905—August 24 .....	\$	500	00	
October 26 .....		500	00	
1906—May 10 .....			175	00
		\$1,175	00	\$1,175 00

*Special Appropriations to Enlarge Chapel—*

1905—March 19 .....	\$5,500	00	
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*Disbursements—*

1905—August 14 .....	\$1,200	00	
August 25 .....	800	00	
September 25 .....	1,000	00	
October 3 .....	68	50	
November 2 .....	50	04	
December 21 .....	1,737	50	
1906—February 2 .....	169	85	
March 10 .....	250	00	
August 14 .....	224	11	
	\$5,500	00	\$5,500 00

*Special Appropriation, Governor—*

1906—May 5 ..... \$175 00

*Disbursements—*

Account brick—stock .....		\$175 00
	<hr/>	<hr/>
	\$175 00	\$175 00

CENTRAL HOSPITAL FOR THE INSANE, NASHVILLE, TENN.

While the books at this institution checked exactly with those of the Comptroller's office, and while we believe Mr. Cartwright to be a perfect gentleman in every respect, and a man who always wants to do the square thing, we will be compelled to recommend that a more detailed set of books be kept; that he show how much is expended under the several different heads of food, salary, coal, expense, etc.

1904—December 19, Pay patients....\$	953 75	
February 9, Pay patients ....	1,931 10	
March 19, Pay patients .....	1,324 40	
April 19, Pay patients .....	1,027 75	\$ \$5,237 00

*Articles Sold by Steward—*

January 9 .....	\$ 70 04	
February 19 .....	245 10	
March 19 .....	177 85	
April 19 .....	958 41	1,451 40

*Appropriations from State—*

January 19 .....	\$ 5,132 25	
February 19 .....	5,137 87	
March 19 .....	5,149 50	
April 19 .....	5,154 75	\$20,574 37

*Disbursements Paid by Superintendent—*

January 19, Pay roll .....	\$ 1,901 00	
February 19 .....	1,939 70	
March 19 .....	1,936 52	
April 19 .....	1,973 98	\$7,751 20

*Supplies—*

January 19 .....	\$ 3,252 39	
February 19 .....	4,808 16	
March 19 .....	6,004 96	
April 19 .....	3,341 90	17,407 41
April 19, Balance in hands of Superintendent .....		3,425 57
	<hr/>	<hr/>
	\$28,584 18	\$28,584 18

May 19, Received from Superintendent by State .....	3,425 57
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*Pay Patients, County and Individual—*

1905—May 19 .....	\$ 1,423 65	
June 19 .....	1,004 50	
July 19 .....	1,010 25	
August 19 .....	2,161 25	
September 19 .....	1,416 00	
October 19 .....	1,805 63	
November 19 .....	1,837 77	
December 19 .....	686 00	
1906—January 19 .....	1,521 25	
February 19 .....	1,575 70	
March 19 .....	1,094 25	
April 19 .....	2,465 00	
May 19 .....	1,650 60	
June 19 .....	1,472 25	
July 19 .....	1,836 25	
August .....	1,073 00	
September 19 .....	985 25	
October 19 .....	1,073 95	
November 19 .....	1,694 50	
December 19 .....	1,942 68	
1907—January 19 .....	1,457 03	31,186 76

*Received from Articles Sold by Steward—*

1905—May 19 .....	\$ 249 80
June 19 .....	183 23
July 19 .....	162 31
August 19 .....	228 55
September 19 .....	624 25
October 19 .....	191 90



	November 19 .....	\$	383	28	
	December 19 .....		175	55	
1906—	January 19 .....		245	11	
	February 19 .....		236	06	
	March 19 .....		131	75	
	April 19 .....		280	17	
	May 19 .....		221	00	
	June 19 .....		252	02	
	July 19 .....		159	37	
	August .....		198	35	
	September .....		168	69	
	October .....		788	74	
	November .....		227	64	
	December .....		197	94	
1907—	January .....		43	70	\$5,349 41

*Appropriation by State—*

1905—	May 19 .....	\$	5,181	75	
	June 19 .....		5,166	37	
	July 19 .....		5,182	12	
	August .....		5,161	12	
	September 19 .....		5,127	75	
	October .....		5,133	37	
	November .....		5,130	00	
	December .....		5,125	87	
1906—	January 19 .....		5,113	87	
	February 19 .....		5,192	62	
	March 19 .....		5,177	25	
	April 19 .....		5,192	62	
	May 19 .....		5,164	12	
	June 19 .....		5,184	37	
	July 19 .....		5,203	87	
	August .....		5,207	62	
	September 19 .....		5,193	37	
	October 19 .....		5,181	37	
	November 19 .....		5,173	87	
	December 19 .....		5,189	62	
1907—	January 19 .....		5,133	75	108,516 67

*Disbursements Paid by State—Pay Rolls—*

1905—	May 19 .....	\$	1,939	81	
	June 19 .....		1,948	48	
	July 19 .....		1,967	13	

August 19 .....	\$ 1,949 85	
September 19 .....	1,904 30	
October 19 .....	1,929 98	
November 19 .....	1,951 15	
December 19 .....	1,944 20	
1906—January 19 .....	1,947 80	
February 19 .....	1,944 35	
March 19 .....	1,932 00	
April 19 .....	1,926 50	
May 19 .....	1,942 80	
June 19 .....	1,945 50	
July 19 .....	1,957 60	
August 19 .....	1,996 70	
September 19 .....	2,012 90	
October 19 .....	1,988 00	
November 19 .....	1,992 80	
December 19 .....	1,983 00	
1907—January 19 .....	1,991 10	\$41,095 95

*Supplies and Other Disbursements—*

1905—May 19 .....	\$ 5,596 93	
June 19 .....	3,987 49	
July 19 .....	4,135 84	
August 19 .....	3,329 74	
September 19 .....	3,973 26	
October 19 .....	4,520 77	
November 19 .....	6,045 47	
December 19 .....	5,548 54	
1906—January 19 .....	4,699 42	
February 19 .....	4,847 45	
March 19 .....	4,343 45	
April 19 .....	4,361 81	
May 19 .....	5,109 81	
June 19 .....	3,626 15	
July 19 .....	3,332 84	
August 19 .....	3,778 90	
September 19 .....	5,394 30	
October 19 .....	6,519 30	
November 19 .....	6,774 28	
December 19 .....	6,938 23	
1907—January 19 .....	5,145 44.	102,009 42
		5,373 04
	<hr/>	
	\$148,478 41	\$148,478 41

1907—February 1, Balance in State Treasury .....	\$ 5,373 04
Balance on hand December 19, 1904 .....	1,321 41
Received from pay patients..	36,423 76
Articles sold by Steward.....	6,800 81
State appropriations .....	129,091 04

*Disbursements—*

Supt. pay rolls .....	\$ 48,847 15
All other expenses .....	119,416 83
Balance .....	5,373 04
	<hr/>
	\$173,637 02
	<hr/>
	\$173,637 02

February 1, Balance .....	\$ 5,373 04	
1905—May 12, Amount turned back to State .....	\$ 3,425 57	
1907—February 1, Amount received from county and individual pay patients .....	31,186 76	
February 1, Amount received from sales .....	5,349 41	
February 1, Amount received from State Fund .....	108,516 67	
Total credits .....		\$148,478 41

*Disbursements—*

1907—February 1, Pay rolls .....	\$ 41,095 95	
February 1, Supplies and all other disbursements .....	102,009 42	
Total disbursements .....		143,105 37
1907—Amount to credit of account..	5,373 04	

*List of Balances Due from Counties—*

Bedford County .....	\$ 295 75
Clay County .....	67 55
Dickson County .....	48 75
Franklin County .....	35 00
Giles County .....	105 00
Houston County .....	703 25
Montgomery County .....	162 50
Maury County .....	6 00

Marshall County .....	\$ 67 50
Overton County .....	515 25
Perry County .....	75 75
Robertson County .....	5 25
Rutherford County .....	236 25
Stewart County .....	717 75
Trousdale County .....	58 90
Van Buren County .....	33 75
Williamson County .....	573 75
Wilson County .....	101 25
	<hr/>
	\$3,809 20

*Balances Due from Individual Pay Patients—*

Allen, Mrs. E. A.....	\$ 95 00
Bohanna, Lizzie .....	59 00
Blaylock, Mrs. M. M.....	28 50
Chilton, Jessie A.....	65 25
Endson, Mrs. Maggie.....	540 15
Horn, Miss Eva.....	39 00
Hargrove, Fredonia .....	714 00
King, Mrs. E. B.....	95 00
Moorman, Miss E. C.....	320 00
Porter, Walter S.....	39 00
Tracy, E. P.....	220 00
Thompson, Geo. ....	19 50
Whitewell, Miss Eva.....	6 18
	<hr/>
	\$2,220 55

*Number of Patients Paid for by Counties—*

Bedford County .....	1
Clay County .....	3
Dickson County .....	2
Houston County .....	9
Marshall County .....	2
Montgomery County .....	1
Moore County .....	4
Overton County .....	7
Perry County .....	2
Robertson County .....	5
Rutherford County .....	7
Stewart County .....	9

Putnam County .....	1	
Van Buren County .....	1	
Williamson County .....	4	
Wilson County .....	3	61
Individual pay patients .....	67	67
State patients .....	457	457

Total .....		585
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White—Male patients .....	246	
White—Female patients .....	275	521
Colored—Male patients .....	31	
Colored—Female patients ....	33	64
		585

*Inventory—*

Milch cows .....	65
Dry cows .....	24
Young heifers .....	3
Bulls .....	2
Milk, thirty days .....	3,506 gallons
Butter, thirty days .....	1,527 pounds
Horses .....	1
Mules .....	16
Hogs .....	120

Provender on hand—

Ear corn .....	90 bushels
Hay .....	60 tons
Hay in silo .....	75 tons
Bran .....	15 tons
Cottonseed meal .....	1 ton
Cotton hulls .....	14 tons

Report of Tools—

1 16-horse-power engine ....	\$840 00
1 Steam thresher .....	250 00
1 McCormick binder .....	50 00
1 Corn harvester .....	100 00
1 Corn cutter .....	90 00
1 Hay baler .....	80 00

1	Wheat drill .....	35 00
2	Mowers .....	90 00
1	Hay rake .....	17 50
1	Hay feeder .....	20 00
1	Pea huller .....	25 00
1	Wheat fan .....	25 00
1	Cider mill .....	10 00
6	2-horse wagons .....	30 00
6	4-horse wagons .....	100 00
1	2-horse top wagon .....	125 00
6	Hay frames .....	90 00
4	Dump carts .....	80 00
1	Disc plow .....	30 00
6	2-horse plows .....	55 00
6	1-horse plows .....	30 00
11	Double shovels .....	30 00
3	Bull tongues .....	6 00
1	Subsoil plow .....	7 00
1	2-horse corn drill .....	38 00
1	1-horse drill .....	5 00
2	Pea planters .....	10 00
2	Weeders .....	12 00
2	Potato scrapers .....	
2	Potato regers .....	8 00
1	Potato digger .....	5 00
2	Garden cultivators .....	10 00
1	1-horse harrow .....	8 00
2	2-horse harrows .....	20 00
1	Disc harrow .....	38 00
1	Land roller .....	25 00
6	Corn ——— .....	8 00
2	Road scrapers .....	8 00
18	Road shovels .....	4 00
4	Road picks .....	5 00
2	Road drills .....	5 00
2	Sledge hammers .....	3 00
3	Spralling hammers .....	2 25
22	Small hammers .....	4 00
3	Spades .....	2 25
25	Pitchforks .....	9 00
23	Manure forks .....	8 00
13	Coal scoops .....	6 50
2	X C Saws .....	3 75
1	Hand-saw .....	50

1 Hammer .....	50
1 Hatchet .....	40
1 Brace and bit .....	1 25
6 Sets double harness .....	75 00
3 Sets express harness .....	75 00
14 Sets plow harness .....	50 00
4 Sets cart harness .....	50 00
1 Feed crusher .....	50 00
1 P— wagon .....	125 00
1 Set Fairbanks scales .....	140 00
1 Small Fairbanks scales ....	29 00
2 Potato hooks .....	7 00
28 Garden hoes .....	8 00
5 Garden rakes .....	2 00
5 Garden hand cultivators ...	7 00
1 Post-hole digger .....	50
1 Pair wire stretchers .....	1 00
2 1-horse express wagons ....	120 00

#### BLIND GIRLS' HOME.

This institution does not keep a regular set of books. Nothing more than a record book, showing amount received from the State and a part of that received from other sources; but will say there are a very fine lot of ladies in charge of this institution. When the State appropriations are not sufficient to meet the current expenses, they make up the rest among themselves.

*Blind Girls' Home, Nashville, Tenn., as shown by books kept by management—*

#### *April, 1905.*

Donation .....	\$ 34 65	
State Donations .....	33 44	
Expenses .....		\$74 77

#### *May, 1905.*

Donations .....	\$ 102 90	
State Donations .....	41 33	
Expenses .....		\$ 118 13

#### *June, 1905.*

Donations .....	\$ 29 30	
State Donations .....	40 78	
Expenses .....		\$ 72 53

*July, 1905.*

Donations .....	\$	5	15	
State Donations .....		40	82	
Expenses .....				\$ 50 75

*August, 1905.*

Donations .....	\$	13	30	
State Donations .....	\$	42	28	
Expenses .....				\$ 52 78

*September, 1905.*

Donations .....	\$	69	81	
State Donations .....		41	45	
Expenses .....				\$ 82 52

*October, 1905.*

Donations .....	\$	33	75	
State Donations .....		42	85	
Expenses .....				\$ 75 49

*November, 1905.*

Donations .....	\$	4	45	
State Donations .....		41	97	
Expenses .....				\$ 53 89

*December, 1905.*

Donations .....	\$	24	45	
State Donations .....		39	29	
Expenses .....				\$ 56 99

*January, 1906.*

Donations .....	\$	5	65	
State Donations .....		41	85	
Expenses .....				\$ 52 60

*February, 1906.*

Donations .....	\$	20	45	
State Donations .....	\$	39	95	
Expenses .....				\$ 63 02



*March, 1906.*

Donations .....	\$ 15 90	
State Donations .....	40 38	
Expenses .....		\$ 205 46

*April, 1906.*

Donations .....	\$ 21 95	
State Donations .....	45 03	
Expenses .....		\$ 79 01

*May, 1906.*

Donations .....	\$ 2 50	
State Donations .....	50 55	
Expenses .....		\$ 63 00

*June, 1906.*

Donations .....	\$ 35 00	
State Donations .....	41 83	
Expenses .....		\$ 82 08

*July, 1906.*

Donations .....	\$ 78 05	
State Donations .....	37 50	
Expense .....		\$ 86 93

*August, 1906.*

Donations .....	\$ 13 00	
State Donations .....	40 88	
Expense .....		\$ 68 53

*September, 1906.*

Donations .....	\$ 14 50	
State Donations .....	40 75	
Expense .....		\$ 84 20

*October, 1906.*

Donations .....	\$ 35 35	
State Donation .....	42 25	
Expense .....		\$ 81 61

*November, 1906.*

Donation .....	\$ 17 85	
State Donation .....	40 15	
Expense .....		\$ 64 63

*December, 1906.*

Donations .....	\$	15	90	
State Donation .....		39	35	
Expense .....				\$ 64 19

*January, 1907.*

State .....	\$	42	90	
Donations and money received from other sources..		131	47	
				<hr/>
		\$1,633	11	\$1,633 11

Total donations for expenses only .....	\$	915	47	
Total amount received from other sources...	\$	717	64	\$1,633 11

1905—April, State donated...	\$	41	28	\$2,000 00
May, State donated....		41	38	
June, State donated ...		40	78	
July, State donated ...		40	82	
August, State donated..		42	28	
Sept., State donated ...		41	45	
Oct., State donated ....		42	85	
Nov., State donated ...		41	97	
Dec., State donated ...		39	29	
1906—Jan., State donated ...		41	85	
Feb., State donated ...		39	95	
March, State donated ..		40	38	
April, State donated ...		45	03	
May, State donated ...		50	55	
June, State donated ...		41	83	
July, State donated ...		37	50	
August, State donated..		40	88	
Sept., State donated ...		40	75	
Oct., State donated ...		42	25	
Nov., State donated ...		40	15	
Dec., State donated ...		39	35	
1907—Feb., State donated ...		42	90—\$	915 47

*Amount donated by State as Improvement Fund—*

1905—November 7 .....	\$ 46 70	
November 11 .....	24 60	
December 11 .....	14 50	
1906—February 19 .....	464 14	
May 26 .....	217 50	
June 16 .....	62 50	
June 23 .....	62 50	
June 30 .....	41 00	
July 6 .....	9 25	
September 8 .....	4 00—\$	946 69
Feb. 20, Bal. due from State .....		\$ 137 84—\$2,000 00

*Received from State since 1st of April, 1905:*

For Improvement .....	\$ 946 69	
For Sustenance Fund .....	915 47	
Donations and from other sources. ....	717 64	
Total Credits .....		\$2,579 80

*Disbursements—*

Improving Property .....	\$ 946 69	
Other expenses .....	1,633 11	
Total Disbursements .....		\$2,579 80
1907—Feb. 20—Balance to credit, as shown by Comptroller's books.\$	137 84	

Will say that this money was not all spent for actual expenses of keeping up the house. Some went to pay expense of giving entertainments of different kinds, boat rides, etc., which seemed to always be a paying investment.

**TENNESSEE INDUSTRIAL SCHOOL.**

In auditing the books at this institution we found some four or five small errors, all of which had been detected and corrected previous to our checking, with the exception of one twenty-five cents error, which was made in favor of the State. With this exception, everything was all right, so far as we were able to see.

**INDUSTRIAL SCHOOL, NASHVILLE, TENN.**

1905—April 19, Balance returned to Comptroller .....	\$ 194 12
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May 25, Amount from		
Pay Students . . . .	\$	1,137 83
June 23, Amount from		
Pay Students . . . .		954 85
July 24 . . . . .		3,023 50
August 22 . . . . .		996 97
September 21 . . . . .		637 90
October 23 . . . . .		3,115 50
November 21 . . . . .		756 35
December 19 . . . . .		541 62
1906—January 20 . . . . .		3,402 35
February 19 . . . . .		793 65
March 19 . . . . .		783 80
April 19 . . . . .		3,481 55
May 19 . . . . .		642 17
June 19 . . . . .		537 02
July 19 . . . . .		3,772 08
August 19 . . . . .		1,015 77
September 19 . . . . .		1,045 80
October 19 . . . . .		3,644 25
November 19 . . . . .		907 68
December 19 . . . . .		1,024 30
1907—January 19 . . . . .		3,603 56
February 19 . . . . .		1,130 08

*Sales as follows:*

May 19, Include re-		
fund money . . . . .	\$	0 00
June . . . . .		118 20
July . . . . .		60 00
August . . . . .		189 40
September . . . . .		36 00
October . . . . .		139 72
November . . . . .		50 00
December . . . . .		11 08
1906—January .. . . .		18 45
February . . . . .		198 65
March . . . . .		20 00
April . . . . .		00 00
May . . . . .		9 75
June . . . . .		160 00
July . . . . .		91 90
August . . . . .		325 20

September .....	\$	42	65	
October .....		42	80	
November .....		17	85	
December .....		32	30	
1907—January .....		9	48	
February .....		26	00	\$ 1,539 43

*Amount Received from Fire Losses:*

1906—April .....	\$	235	03	
September 19 .....		605	75	\$ 840 78

*Sustenance Fund:*

1905—April 19 .....	\$4,608	33	
May 25 .....	4,617	22	
June 23 .....	4,520	00	
July 24 .....	4,493	34	
August 22 .....	4,523	61	
September 21 .....	4,578	61	
October 23 .....	4,528	05	
November 21 .....	4,561	66	
December 19 .....	4,564	17	
1906—January 20 .....	4,882	50	
February 19 .....	4,638	61	
March 19 .....	4,683	33	
April 19 .....	4,669	17	
May 19 .....	4,664	72	
June 19 .....	4,619	17	
July 19 .....	4,544	16	
August 19 .....	4,548	89	
September 19 .....	4,586	11	
October 19 .....	4,588	33	
November 19 .....	4,581	66	
December 19 .....	4,619	72	
1907—January 19 .....	4,641	95	
February 19 .....	4,719	45	\$105,682 76

*Disbursements are as follows:*

PAY ROLL.

1905—April .....	\$2,157	73	
May .....	2,064	63	
June .....	2,084	93	
July .....	1,952	88	
August .....	1,912	33	

	September .....	\$1,982	73	
	October .....	1,923	03	
	November .....	1,978	73	
	December .....	2,047	53	
1906—	January .....	2,005	98	
	February .....	1,948	38	
	March .....	1,986	53	
	April .....	2,055	58	
	May .....	2,140	33	
	June .....	2,213	43	
	July .....	2,232	08	
	August .....	2,078	13	
	September .....	2,189	73	
	October .....	2,331	08	
	November .....	2,356	13	
	December .....	2,354	09	
1907—	January .....	2,270	38	
	February .....	2,358	09	\$48,624 45

*Supplies and other Expenses:*

1905—	April .....	\$2,621	84	
	May .....	3,698	65	
	June .....	3,508	59	
	July .....	5,577	05	
	August .....	3,789	00	
	September .....	3,307	67	
	October .....	5,830	32	
	November .....	3,388	19	
	December .....	3,071	18	
1906—	January .....	5,999	81	
	February .....	3,709	33	
	March .....	3,492	23	
	April .....	6,282	29	
	May .....	3,142	24	
	June .....	3,076	78	
	July .....	6,273	87	
	August .....	3,860	67	
	September .....	4,009	85	
	October .....	5,944	70	
	November .....	3,226	32	
	December .....	3,222	29	
1907—	January .....	2,489	73	

February .....	\$3,353 40	\$ 96,504 38
February 19, Balance in State Treasury..		76 84
	<u>\$145,205 67</u>	<u>\$145,205 67</u>

Balance .....	\$76 84	
1905—April 19, Amount turned back to State .....	\$ 194 12	
1907—To February 19, Amount re- ceived from Davidson County and Pay Students .....	6,948 58	
To February 19, Amount re- ceived from sales, including refunded money .....	1,539 43	
Amount received from fire losses .....	840 78	
To February 19, Amount re- ceived from State per capita.	105,682 76	
To Balance .....		\$145,205 67

*Disbursements:*

1907—To February 19, Pay rolls.....	\$48,624 45	
To February 19, Supplies and other expenses .....	96,504 38	\$145,128 83
February 19, Amount to credit of account .....	\$ 76 84	

TENNESSEE INDUSTRIAL SCHOOL.

Showing number of pay pupils from Tennessee and other States.

Name and State.	Amount paid per year.
1. Ural Proctor, Arkansas .....	\$110 00
2. Roy H. Hardin, Georgia .....	110 00
3. Ben H. Leath, Tennessee .....	100 00
4. Harvey Taylor, Georgia .....	110 00
5. William Kestler, Texas .....	110 00
6. J. H. Cunningham, Tennessee .....	100 00
7. E. D. Reynolds, Tennessee .....	100 00

8. Paul McGary, Kentucky .....	\$125 00
9. George Gentry, Tennessee .....	100 00
10. Lillie Tippet, Tennessee .....	100 00
11. Otis Scoggins, Tennessee .....	100 00
12. Barclay Bradford, Texas .....	125 00
13. Bessie Brown, Tennessee (Putnam County) .....	100 00
14. Jessie Williams, Tennessee .....	100 00
15. Mary Estidge, Tennessee (Maury County) .....	100 00
16. Martha Estidge, Tennessee (Maury County) .....	100 00
17. Tylott Estidge, Tennessee (Maury County) .....	100 00
18. Lillie Busby, Tennessee (Maury County) .....	100 00
19. W. R. Smith, Tennessee .....	100 00
20. Sonnie Reese, Mississippi .....	125 00
21. John Spencer, Texas .....	125 00
22. Granville Simms, Tennessee .....	100 00
23. H. N. Ward, Tennessee .....	100 00
24. Paul Jones, Georgia .....	125 00
25. Rion Lee Rich, Tennessee .....	100 00
26. Herbert Cunningham (colored), Tennessee .....	100 00
27. Vincent Allen, Tennessee .....	100 00
28. George Schweikert, Alabama .....	125 00
29. Clarence Brown, Tennessee .....	100 00
30. Richard Darnall, Tennessee .....	100 00
31. Allen Covington, Texas .....	125 00
32. Frank White, Tennessee .....	100 00
33. Price Womack, Louisiana .....	125 00
34. Lamar Hall, Georgia .....	125 00
35. Sol Chomsky, Georgia .....	125 00
36. Mildred Petty, Tennessee .....	100 00
37. William Dawson, Alabama .....	125 00
38. Charles W. Wood, Tennessee .....	100 00
39. James Brown, Arkansas .....	125 00
40. Albert Morgan, Tennessee .....	100 00
41. Grover Wynn, Texas .....	125 00
42. Frank Drufenbrock, Tennessee .....	100 00
43. Roy Harvill, North Carolina .....	125 00
44. Annie McKivens (colored), Tennessee (Maury Co.) .....	100 00
45. Lizzie Darnall, Tennessee .....	100 00
46. Jennie Darnall, Tennessee .....	100 00
47. Glen Depew, Arkansas .....	125 00
48. Alvin Estes, Georgia .....	125 00
49. Forest Braswell, Tennessee .....	100 00
50. Jas. Lee Tuggle, Texas .....	125 00



51. Clarence Murphy, Tennessee .....	\$125 00
52. Robert Daffron, Tennessee .....	100 00
53. Roy Kemp, Mississippi .....	125 00
54. Bruce Shelton, Tennessee .....	100 00
55. Grady Sadler, Arkansas .....	110 00
56. Hanky Borneman, North Carolina .....	125 00
57. John Rydrick, North Carolina .....	125 00
58. Willie Rydrick, North Carolina .....	125 00
59. Morris Nugier, Louisiana .....	125 00
60. Archie Hunter, Tennessee .....	100 00
61. Calvin Volbrath, Illinois .....	125 00
62. James Bogart, Tennessee .....	100 00
63. Wilbur Covey, Tennessee .....	100 00
64. Ben Baker, Texas .....	125 00
65. Boyd Young, Georgia .....	125 00
66. William Crittendon, Tennessee .....	100 00
67. Clyde Miller, Tennessee .....	100 00
68. Stitzel Hamby, Tennessee .....	100 00
69. Birdue Murray, Tennessee .....	100 00
70. Nathan Moyers, Tennessee .....	100 00
71. Earl Powell, Arkansas .....	125 00
72. Meade Hudson, Mississippi .....	125 00
73. Wallace Stallings, Tennessee .....	100 00
74. Dewitt Penegar, North Carolina .....	125 00
75. Odie Allcorn, Tennessee .....	100 00
76. Wyatt Sanders, Georgia .....	125 00
77. Georgie Burke, Tennessee (Maury County) .....	100 00
78. Edgar Burke, Tennessee (Maury County) .....	100 00
79. Roy Moody, Tennessee .....	100 00
80. Lawrence Clark, Alabama .....	125 00
81. Sam Williams, Alabama .....	125 00
82. Robert Lokey, Mississippi .....	125 00
83. Ernest Pollock, Louisiana .....	125 00
84. Sterling Neal, Tennessee .....	100 00
85. Lindsley Wills, Kentucky .....	125 00
86. John Alder, Tennessee .....	100 00
87. Jessie Jennett, Tennessee .....	100 00
88. Walter Jordan, Tennessee .....	100 00
89. Leneal Merritt, Tennessee .....	100 00
90. Eugene Manley, Georgia .....	125 00
91. George Lickfold, Mississippi .....	125 00
92. George Scott, Texas .....	125 00
93. Roman Dalton, Mississippi .....	125 00

94. Frank Parker, Tennessee .....	\$100 00
95. Ben Milan, Alabama .....	125 00
96. Leon Moore, Mississippi .....	125 00
97. Clemence Reed, Tennessee .....	100 00
98. Elmer Hoyt, Georgia .....	125 00
99. Ellis Askew, Tennessee .....	100 00
100. Glenn Towery, South Carolina .....	125 00

TENNESSEE INDUSTRIAL SCHOOL.

County.	Quota entitled.	Number present.
Anderson .....	5	4
Bedford .....	9	9
Benton .....	4	3
Bledsoe .....	2	2
Blount .....	6	4
Bradley .....	5	4
Campbell .....	5	4
Cannon .....	4	3
Carroll .....	8	9
Carter .....	5	4
Cheatham .....	3	3
Chester .....	3	1
Clay .....	3	3
Cocke .....	6	6
Coffee .....	5	5
Crockett .....	5	5
Cumberland .....	2	2
Davidson .....	38	38
Decatur .....	3	2
DeKalb .....	6	6
Dickson .....	5	5
Dyer .....	7	3
Fayette .....	10	4
Fentress .....	2	0
Franklin .....	6	5
Gibson .....	13	13
Giles .....	12	12
Grainger .....	5	3
Greene .....	10	9
Grundy .....	2	1
Hamblen .....	4	4
Hamilton .....	15	16
Hancock .....	4	1

County.	Quota entitled.	Number present.
Hardeman .....	8	6
Hardin .....	7	8
Hawkins .....	8	8
Haywood .....	9	7
Henderson .....	5	3
Henry .....	7	5
Hickman .....	6	6
Houston .....	2	2
Humphreys .....	4	4
Jackson .....	5	6
James .....	2	0
Jefferson .....	6	6
Johnson .....	3	2
Knox .....	20	20
Lake .....	2	2
Lauderdale .....	7	7
Lawrence .....	4	4
Lewis .....	1	1
Lincoln .....	10	8
Loudon .....	4	5
Macon .....	4	3
Madison .....	11	10
Marion .....	5	5
Marshall .....	7	7
Maury .....	14	14
McMinn .....	7	7
McNairy .....	6	4
Meigs .....	3	2
Monroe .....	5	5
Montgomery .....	10	10
Moore .....	2	2
Morgan .....	2	2
Obion .....	10	11
Overton .....	4	2
Perry .....	3	4
Pickett .....	2	3
Polk .....	3	2
Putnam .....	5	5
Rhea .....	4	3
Roane .....	6	6
Robertson .....	7	7
Rutherford .....	14	14
Scott .....	4	4

County.	Quota entitled.	Number present.
Sequatchie .....	1	1
Sevier .....	7	6
Shelby .....	40	41
Smith .....	7	7
Stewart .....	5	5
Sullivan .....	7	5
Sumner .....	9	8
Tipton .....	8	7
Trousdale .....	2	1
Unicoi .....	2	1
Union .....	4	4
Van Buren .....	1	1
Warren .....	5	4
Washington .....	7	8
Wayne .....	4	2
Weakley .....	11	11
White .....	5	5
Williamson .....	9	9
Wilson .....	10	9

#### SCHOOL FOR THE BLIND.

We will say in regard to the books of this institution, in many respects, they were far ahead of many others. With the exception of a few errors they were all right., viz., entered paid bill No. 1,366, Gray & Dudley Hardware Company, \$8 too much entered paid; Bill No. 1,399, W. T. Hunter, 6 cents too much, and another, same party, 30 cents too much. Failed to enter one which was paid to St. Bernard Mining Company, No. \$1,338, for \$160.25. Lacked 60 cents entering enough for pay roll No. 1,384½, and left off 54 cents in entering paid bill No. 1,700, Nashville Beef & Produce Company.

After auditing the books and making the above corrections, they balanced exactly with those kept at Comptroller's office.

We also found a 25-cent error in bill No. 1,755, and a 10-cent error in bill No. 1,397, R. A. Griffin & Son, that had been overlooked by both this institution and the Comptroller.

#### BLIND SCHOOL, NASHVILLE, TENN.

1904—December 19, Balance in hands	
of Superintendent .....	\$ 1,071 20
State warrant as per capita,	
March 1, 1905, inclusive.....	11,267 49
Balance special appropriation...	4,000 00

Proceeds of insurance policy...	\$ 5,000 00
Dividend on Tennessee pike stock	10 00
1905—Rents for hospital building.....	50 00
March 19, Sus. Fund, per capita.	3,758 12
May 10, Sus. Fund per capita...	3,735 00
Three months' rent .....	75 00

*Disbursements as follows—*

Food supplies .....	\$ 6,163 71	
Clothing .....	501 07	
Lights .....	557 23	
Water and ice .....	234 98	
Fuel .....	1,924 29	
Salaries .....	5,055 65	
Servants and wages .....	1,765 00	
Physician and medicine .....	158 83	
Furniture and Fixtures .....	89 64	
Repairs and improvements ....	8,676 88	
Printing and stationery .....	412 80	
Miscellaneous .....	1,135 52	\$26,675 60
Balance regular fund refunded to State .....		741 21
Balance regular fund refunded to State .....		155 00

	\$28,966 81	\$28,966 81
Balance refund to State.....		\$741 21

*Sustenance fund from State, per capita:*

1905—May 10 .....	\$ 3,662 50
June 8 .....	3,622 50
October 1 .....	3,177 50
October 31 .....	3,600 00
December 1 .....	3,545 62
1906—January to December 21 .....	3,466 25
January 31 to January 18 .....	3,398 12
January 31 .....	3,337 50
April 30 .....	3,323 12
May 31 .....	3,323 12
June 27 .....	3,256 24
October 2 .....	2,733 75
October 31 .....	3,030 62
November 25 .....	3,106 25
December 27 .....	2,965 62

1907—January 29 .....\$ 3,094 37    \$56,033 71

*Amount received from L. Rascoe's estate:*

1906—January 1, H. G. Lipscomb, ad-		
ministrator, Cr. ....	\$ 484 42	
G. W. Pyle, Cr. ....	1,018 09	1,502 51
1906—March 8, Div. Tenn. pike stock..		6 25
January 7, Error refunded by C.		
F. Wall & Co. ....		5 70
March 17, L. R. Campbell, collec-		
tion from sales .....		171 87

*Disbursements as Follows—Salaries—*

1905—June 2 .....	\$ 1,630 07	
July 10 .....	710 33	
August 2 .....	3,339 67	
September 8 .....	343 89	
October 3 .....	1,393 29	
November 2 .....	1,449 29	
December 1 .....	1,464 31	
1906—January 2 .....	1,467 25	
February 5 .....	1,469 91	
March 1 .....	1,372 64	
April 4 .....	1,373 66	
May 1 .....	1,371 24	
June 1 .....	1,530 54	
July 3 .....	333 13	
August 4 .....	321 00	
September 4 .....	363 66	
October 2 .....	1,284 27	
November 1 .....	1,280 93	
December 7 .....	682 27	
1907—January 4 .....	1,324 65	
February 8 .....	1,327 99	\$22,833 99

*All Other Expenditures—*

1905—June .....	\$ 4,038 99
July .....	209 49
August .....	89 04
September .....	1,051 12
October .....	1,868 75
November .....	2,886 75
December .....	
1906—January .....	6,576 00

February	\$ 2,238 75	
March	1,360 37	
April	325 90	
May	1,575 22	
June	2,728 84	
July	2,161 36	
August	141 69	
September	1,917 98	
October	2,479 72	
November	118 58	
December	302 89	
1907-January	3,105 03	
February	205 60	
		\$35,682 27

February 20, Overdrawn	58 01	
	<hr/>	<hr/>
	\$58,516 26	\$58,516 26

Amount turned back to State...	741 21	
Amount returned from State per capita	56,033 71	
Amount returned from L. Rascoe estate	1,502 51	
Amount returned from Div. Tenn. pike stock	6 25	
Amount refunded by C. F. Wall & Co.	5 70	
Amount received from sales	171 87	

*Disbursements as Follows—*

Salaries	\$23,508 39	
Food supplies	17,583 15	
Clothing	1,023 74	
Lights	1,209 25	
Water and ice	1,193 48	
Fuel	2,637 90	
Physicians and medicine	303 90	
Furniture and fixtures	2,734 52	
Repairs and improvements	1,130 06	
Printing and stationery	965 79	
Miscellaneous	6,326 08	\$58,516 26
February 19, Balance overdrawn	55 01	
	<hr/>	<hr/>
	\$58,516 26	\$58,516 26

Amount turned back to State...	\$	741	21	
Amount received from State per capita .....		36,035	71	
Amount received from L. Rascoe estate .....		1,502	51	
Amount received from dividend on Tenn. pike stock .....		6	25	
Overpaid and refunded .....		5	70	
Amount received from sales ....		171	87	
Total credits .....				\$53,461 25
Pay rolls .....		22,833	99	
Other expenditures .....		35,682	27	
February 19, Amount overdrawn		55	01	

*Special Account—*

1905—March 19, Rebuilding shop and repairs .....	\$13,000	00	
Fire escape .....	2,500	00	
June 1, Amount turned back to State .....	1,550	00	
1907—Disbursements .....			\$14,550 00
February 20, Amount to credit, fire escape .....			2,500 00
	<hr/>	<hr/>	<hr/>
	\$17,050	00	\$17,050 00

**OLD SOLDIERS' HOME.**

We are compelled to state that this set of books was not in as good shape as they might have been.

There were quite a few errors both on the debit and credit side, as will be shown later. Out of \$889.44, as the books showed had been collected from articles sold on farm, only \$609.36 had been turned in to the State Treasury, \$44.01 of which was turned over by E. R. Richardson, a former treasurer of the Old Soldiers' Home.

May 1, 1905, as shown on J. P. Hickman's book, p. 24, \$18.33 was collected from sales in same month, and shown on p. 24.

The following is a list of several sales unaccounted for at this time:

1906—January .....	\$	14	26
October .....		106	16
November .....		28	51
December .....		13	61



1907—January .....	\$ 39 10	
February .....	17 80	\$216 74

After he was reminded of these facts the \$216 74 was paid in to the Treasurer of the State February 23, 1907. The \$44.01 and \$19.33, total, \$63.34, was paid in to the Treasurer of the State March 5, 1907.

*Amount received from sales, as reported by Hickman, as shown by Comptroller's report September 30, 1906—*

1905—June .....	\$ 2 90	
July .....	10 00	
August .....	409 61	
September .....	5 59	
October .....	6 99	
November .....	31 07	
December .....	64 57	
1906—January .....	5 68	
February .....	5 51	
March .....	0 00	
April .....	3 70	
May .....	6 53	
June .....	6 95	
July .....	8 06	
August .....	0 00	
September .....	42 20	\$609 36

*Appropriations by State for Burials—*

1905—May .....	\$ 20 00	
June .....		
July .....	20 00	
August .....	100 00	
September .....	80 00	
October .....	100 00	
November .....		
December .....	20 00	
1906—January .....	20 00	
February .....	40 00	
March .....		
April .....	20 00	
May .....		
June .....	40 00	
July .....	60 00	
August .....	60 00	

September .....		
October .....	\$	20 00
November .....		20 00
December .....		
1907—January .....		60 00
February .....	\$	680 00

*Appropriations by State for Ministerial Purposes—*

1905—May .....	\$	12 50	
June .....		12 50	
July .....		12 50	
August .....		12 50	
September .....		12 50	
October .....		12 50	
November .....		12 50	
December .....		12 50	
1906—January .....		12 50	
February .....		12 50	
March .....		12 50	
April .....		12 50	
May .....		12 50	
June .....		12 50	
July .....		12 50	
August .....		12 50	
September .....		12 50	
October .....		12 50	
November .....		12 50	
December .....		12 50	
1907—January .....		12 50	
February .....		12 50	\$ 275 00

*Sustaining Fund Per Capita—*

1905—May .....	\$	1,122 21
June .....		1,148 85
July .....		1,129 24
August .....		1,133 68
September .....		1,128 50
October .....		1,062 27
November .....		1,125 91
December .....		1,134 75
1906—January .....		1,165 87
February .....		1,183 50
March .....		1,084 12

April .....	\$ 1,204 12	
May .....	1,191 75	
June .....	1,255 12	
July .....	1,219 87	
August .....	1,222 87	
September .....	1,228 87	
October .....	1,192 50	
November .....	1,294 50	
December .....	1,241 25	
1907—January .....	1,293 37	
February .....	1,315 50	\$26,078 62
1905—December, Overpaid Cohn & Goldberg and returned.....	2 00	
February 4, Overpaid Capital Stock Co. and returned.....	6 05	
July 14, Overpaid Warren-Yar. Company .....	14 90	
July 6, Overpaid No. 211,301...	2 58	
September 3, Overpaid W. T. Hardison & Co.....	8 33	
1906—January, Overpaid N., C. & St. L. R. R. ....	269 14	313 00
Special appropriation for im- provement fund, 1905 .....		2,000 00

*Disbursements —*

1905—July .....	\$ 110 45	
September 1 .....	19 88	
September 8 .....	554 30	
October 15 .....	159 95	
October 16 .....	50 00	
October 21 .....	47 00	
November 4 .....	80 00	
November 11 .....	8 00	
November 20 .....	34 50	
November 25 .....	50 00	
December 1 .....	14 00	
December 2 .....	25 00	
December 8 .....	3 00	
December 11 .....	248 10	
December 14 .....	150 00	
December 23 .....	4 50	
1906—January 1 .....	6 50	

January 8 .....	\$	50	00	
January 15 .....		50	00	
January 23 .....		30	00	
February 7 .....		217	70	
February 8 .....		52	20	
April 2 .....		34	93	\$200 01

*Pay Rolls—*

1905—May 2 .....	\$385	92	
June 6 .....	303	01	
July 3 .....	339	63	
August 2 .....	320	81	
September 1 .....	268	86	
October 2 .....	279	86	
November 1 .....	265	41	
December 1 .....	287	02	
1906—January 1 .....	277	14	
February 1 .....	269	91	
March 1 .....	299	30	
April 2 .....	280	41	
May 2 .....	311	66	
June 3 .....	311	46	
July 2 .....	331	66	
August 3 .....	328	51	
September 3 .....	328	13	
October 1 .....	317	91	
November 2 .....	338	92	
December 3 .....	337	49	
1907—January 2 .....	315	81	
February 1 .....	335	89	\$6,834 72

*Amount Paid for Trustees' Expenses—*

1907—January 24 .....	97	35
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*All Other Expenses, Food, Fuel, etc.—*

1905—February 13 .....	\$	952	61
May 2 .....		765	99
June 6 .....		864	49
July 3 .....		825	75
August 2 .....		950	67
September 1 .....		950	72
October 2 .....		908	03
November 1 .....		904	91

	December 1 .....	\$ 875 62	
1906—	January 1 .....	302 16	
	February 12 .....	599 64	
	February 1 .....	90 58	
	March 1 .....	786 06	
	April 2 .....	909 73	
	April 4 .....	22 05	
	May 3 .....	892 58	
	June 4 .....	997 34	
	July 2 .....	988 94	
	August 1 .....	958 92	
	September 3 .....	659 64	
	October 1 .....	1,152 31	
	November 2 .....	1,514 56	
	December 3 .....	791 61	
1907—	January 3 .....	1,482 00	
	February 2 .....	772 67	\$20,916 68
	February 8, Balance .....		107 22
	Balance due from Comptroller...	107 22	
	Amount received from sales as reported .....	609 36	
	Amount appropriated for burials .....	680 00	
	Amount appropriated for ministerial purposes .....	275 00	
	Amount appropriated sustenance fund per capita.....	26,078 62	
	Amount overpaid bills and refunded .....	313 00	
	Special appropriation, important .....	2,000 00	
	Total credits .....		29,955 98

*Disbursements—*

Amount expended for repairs...	\$ 2,000 01	
Pay roll .....	6,834 72	
Amount paid Trustee expenses..	97 35	
Other expenses—for food, fuel, clothes, etc. ....	20,916 68	
Total disbursements .....		\$29,848 76

February 18, Balance to credit..      \$107 22

The following differences were found in books of this institution and those of the Comptroller:

1905—June 6, Difference in totals.....	\$ 5 25
July 3, Difference in entry .....	01
December, Difference in return item.....	01
July 6, Difference in return item not entered.....	2 58
September 3, Difference entry return item.....	20
October 12, Difference in entry.....	60
1905—September 1, Difference in entry .....	9 60
1906—January 1, Bill not entered .....	90 66
February 1, Difference in total .....	4 50
October 1, Difference in total .....	50
1907—January 1, Difference in entering railroad bill.....	9 00
Difference in total repair account .....	01

In the way of a suggestion, we would like to state that a uniform system of bookkeeping is recommended for these institutions.

Next, that receipts in triplicate be issued, the one selling articles or products from the farm for the money received, one given the purchaser, one sent to the Comptroller and the other kept and filed by the one who issues them.

Next, that a record of all the patients or pupils, as the case may be, be kept at the Comptroller's office, requiring the manager of each institution to report arrival and departure of each patient or student. By so doing, you can keep a better check on the per capita received from State.

To the officers and managers of the many institutions which it has been our pleasure to visit during the past few weeks, we wish to express our many, many thanks for kindnesses shown us, and the courteous and hospitable treatment which we received.

To the Honorable Committee: In closing our pleasant work with you, we desire to express our thanks and appreciation to each of you individually, as well as to the committee as a whole;

First, for the opportunity of being your accountants, for the many courtesies shown us; also for your hearty co-operation in our line of work.

Having had such a limited time in which to audit so many different sets of books, all kept under a different system, we have done the best we could, under the circumstances.

We submit these reports to your good judgment, hoping they will meet your requirements, and not fall short of your expectation.

W. M. SHANKS,  
W. F. SADLER.

By Mr. MacFarland, House Resolution No. 68, To eliminate amount set aside for refurnishing halls of House and Senate Chamber from the Appropriation Bill.

On motion, the rules were suspended for consideration of resolution.

Mr. Burkhalter moved that the resolution lie over.

The motion prevailed.

#### INTRODUCTION OF BILLS.

By Mr. Royston, House Bill No. 1,060, To amend act providing for Clerk and Master for Johnson City.

Passed first reading.

By Mr. Dyer, House Bill No. 1,061, To extend corporate limits of Cookeville.

Passed first reading.

By Messrs. Neal and Cummings, House Bill No. 1,062, Legislative Appropriation Bill.

Passed first reading.

By Messrs. Askew and Harris, House Bill No. 1,063, To amend revenue Acts of certain counties.

Passed first reading.

By Mr. Miller of Monroe (by request), House Bill No. 1,064, To create Tenth Civil District in Cocke County.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 503, To create school district in Wilson County.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 441, To create school district out of parts of Wilson and Smith Counties.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 670, To provide road law for certain counties.

Passed second reading and referred to Committee on Public Roads.

Senate Bill No. 698, To amend charter of Cornersville.

Passed second reading; no reference.

Senate Bill No. 679, To amend Act creating school district in Weakley County.

Passed second reading and referred to Committee on Education and Common Schools.

Senate Bill No. 673, To change line between Bedford and Moore Counties.

Passed second reading; no reference.

Senate Bill No. 633, To create school district in Unicoi County.

Passed second reading and referred to Committee on Education and Common schools.

Senate Bill No. 623, To allow Dresden to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

Senate Bill No. 489, To change line between Hardeman and Madison Counties.

Passed second reading; no reference.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 1,027, To amend Act incorporating Spring City.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,028, To amend Act providing for Dortch law.

Passed second reading and referred to Committee on Elections.

House Bill No. 1,029, To amend charter of University of Tennessee.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 1,030, To create school district in Obion County.

Passed second reading; no reference.

House Bill No. 1,031, To amend Act relative to cutting timber.

Passed second reading; no reference.

House Bill No. 1,032, To amend Act creating school district in Marshall County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 1,033, To amend Act redistricting Greene County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 1,034, To allow Sparta to issue bonds.



Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,035, To amend school law for Montgomery County.

Passed second reading; no reference.

House Bill No. 1,036, To enact fish law for Jackson County.

Passed second reading and referred to Committee on Forestry, Fish and Game.

House Bill No. 1,037, To amend charter of Nashville.

Passed second reading and referred to Committee on Corporations.

House Bill No. 1,038, To prevent sale of fowls at night.

Passed second reading and referred to Committee on Agriculture.

House Bill No. 1,039, To create school district in Stewart County.

Passed second reading and referred to Committee on Education and Common Schols.

House Bill No. 1,040, To prohibit games for prizes.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,041, To amend charter of Newbern.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,042, To amend Act incorporating Pulaski.

Passed second reading; no reference.

House Bill No. 1,043, To incorporate Elkton.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,044, To allow Ethridge to issue bonds.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,045, To incorporate Ethridge.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,046, To pay Brandon Printing Company for work done.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 1,047, To regulate running of rafts.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,048, To create school district in Williamson County.

Passed second reading and referred to Committee on Education and Common Schools.

House Bill No. 1,049, To appropriate money to Sam Davis monument.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 1,050, To create Criminal Court of Hickman County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,051, To create office of County Judge of Hickman County.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,052, To authorize street railway companies to take land by right of eminent domain.

Passed second reading and referred to Committee on Municipal Affairs.

House Bill No. 1,053, To prevent State officials and their employees from lobbying.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,054, To repeal Act creating Board of Jury Commissioners for certain counties.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 1,055, To create civil district in Henry County.

Passed second reading and referred to Committee on Redistricting.

House Bill No. 1,056, To appropriate \$10,000 to King's Daughters.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 1,057, To appropriate money to T. E. Cartwright, Sheriff.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 1,058, To repeal Act appropriating money to Jamestown Exposition.

Passed second reading; no reference.

House Bill No. 1,059, To amend Act incorporating Hill City.

Passed second reading and referred to Committee on Municipal Affairs.

#### JUDICIARY COMMITTEE.

MR. SPEAKER: Your Judiciary Committee returns House Bills Nos. 343, 573, 575, 576, 577, 598, 726, 727, 769, 770, 780, 869 and 1,017, all without recommendation.

DIXON, *Chairman*.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 775 and 634, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 821, 593, 489, 12, 637, 646, 818, 472, 595, 495, 641, 405, 500, 506, 571, 600, 583, 529, 484, 129, 268, 866, 494, 913, 508, 524 and 596.

MESSAGES FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith transmit House Bill No. 436, which he has disapproved.

W. D. SCRUGGS, *Secretary to the Governor*.

The following special message was received from the Governor:  
*To the Honorable Members of the House of Representatives:*

I return House Bill No. 436, with my disapproval, and the reasons follow:

This bill, as passed by your body, abolishes the charter of the town of LaFollette, in Campbell County, and its purpose is to prevent the sale of liquor under a re-charter. It appears that there is neither a Senator nor Representative residing at LaFollette or in Campbell County, the people being represented by a flotalial Senator and Representative; the former opposing the charter change, the latter favoring it, as is shown by their recorded votes. This difference, however, would not be vital if the question of the abolition of the charter had been submitted to the people, and they had expressed their wishes on the subject.

I am informed that a request was made to submit the question to a vote, which was refused, and the bill passed with a division of the vote of the Representatives above mentioned. After the bill was passed, the municipal authorities of LaFollette ordered a vote, and an election was held on April 2, at which, according to the sworn returns, 721 votes were cast, 23 votes being in favor and 675 votes against the abolishment of the charter.

It further appears from affidavits that about 97 voters did not participate in the election, out of the total legal vote of LaFollette.

These facts present a case where the Representatives do not agree on the question of abolishment, and where it clearly ap-

pears that a large majority of the people are opposed to the charter change.

The temperance pledge of the Democratic party is as follows:

"We expressly endorse the Adams law and other temperance legislation now on the statute books of the State, as having decreased drunkenness, vice and crime, and oppose any change, alteration or repeal of same. We favor an extension of these laws to portions of the State not now embraced in their operations, provided such extension is with the consent of the people to be affected thereby, believing that the people of any locality have the right to determine this question for themselves."

The people of Tennessee have endorsed this plank. I was elected Governor upon it, and you, as Representatives of the people.

I stated repeatedly in discussion of the temperance question that, if elected Governor, I would approve all legislation based on the will of the people, and would disapprove all legislation not so based.

You have hitherto legislated on charter abolishments in strict accord with our platform, and I have approved your legislation, following the same guide.

The abolishment of the charter of LaFollette with a divided delegation and contrary to the wishes of the people, is a palpable violation of our pledges, and whilst the abolishment of the charter may be of small consequence in itself, the principle of self-government is important, and to concede it in other cases and deny it in this, is not defensible.

The only safe and correct rule to apply is the one to which we have heretofore rigidly adhered in abolishing charters, and to which I have adhered in approving your legislation.

I do not think it wise to depart from this rule, or to make a new precedent.

It may be desirable to rid LaFollette of saloons, but it should be done with, and not against, the consent of the people.

[SIGNED]

MALCOLM R. PATTERSON, *Governor*.

April 6, 1907.

Mr. York moved that House Bill No. 436, To abolish charter of LaFollette, be placed on third and final reading, the Governor's veto notwithstanding.

Mr. Shea moved that action on House Bill No. 436, To abolish the charter of LaFollette, be postponed until 11 A. M., April 9.

The motion to postpone prevailed.

Mr. Dixon moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 502, To provide revenue for the State.

The motion prevailed.

Thereupon Mr. Dixon took the chair as Chairman of the Committee of the Whole.

At 12:30 P. M. the Committee of the Whole rose, the House was called to order by Mr. Speaker Cunningham, and Mr. Dixon, as Chairman of the Committee of the Whole, submitted the following report:

MR. SPEAKER: I am directed, as Chairman of the Committee of the Whole, having under consideration House Bill No. 502, To provide revenue for the State, to report progress, and ask for further time.

DIXON, *Chairman*.

#### SPECIAL ORDER.

Mr. Dixon moved to make House Bill No. 502, To provide revenue for the State, special order at 2:30 P. M. to-day.

The motion prevailed.

#### SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 714, 230, 236 and 406 for the signature of the Speaker of the House.

THOMAS, *Clerk*.

MR. SPEAKER: I am directed to transmit Senate Bill No. 173, To provide stock law for Macon County; Senate Bill No. 427, To allow certain counties to condemn land, property, etc., for general road use; Senate Bill No. 428, To empower certain counties to condemn land to build bridge across Cumberland River; Senate Bill No. 430, To allow Jackson to issue bonds to refund floating debt; Senate Bill No. 473, To allow Clinton to levy special tax; Senate Bill No. 520, To extend corporate limits of Lawrenceburg; Senate Bill No. 655, To repeal Act creating school district in Putnam County; Senate Bill No. 678, To create school district in Overton County; Senate Bill No. 680, the general assessment law; Senate Bill No. 738, To incorporate Ellendale, Shelby County; all passed by the Senate.

THOMAS, *Clerk*.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 714, 406 and 230.

SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bills Nos. 12, 129, 268, 405, 472, 484, 489, 494, 495, 500, 506, 508, 524, 529, 571, 583, 593, 595, 596, 600, 637, 641, 646, 818, 821, 866 and 913, all signed by the Speaker of the Senate. THOMAS, *Clerk*.

MR. SPEAKER: I am directed to return House Bill No. 775, To incorporate Lynchburg, substituted for Senate Bill on same subject, and passed by the Senate. THOMAS, *Clerk*.

BY CONSENT.

By consent of the House, the following report was received:

MR. SPEAKER: Your Committee on Insurance beg leave to report that they have carefully examined House Bills Nos. 965 and 998, and recommend same for passage. SCHUBERT, *Chairman*.

MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 130, 150, 261, 313, 339, 376, 381, 391, 427, 444, 449, 450, 454, 513, 530, 537, 617, 673 and 734, all of which he has approved. Respectfully,  
W. D. SCRUGGS, *Secretary to the Governor*.

MR. SPEAKER: By direction of the Governor, I return herewith House Bill No. 13, which he has disapproved. Respectfully,  
W. D. SCRUGGS, *Secretary to the Governor*.

*To the Honorable Members of the House of Representatives:*

I return House Bill No. 13, with my disapproval, and the reasons follow:

This bill makes the State and counties liable for costs to certain officers in criminal cases, and to pay witness fees in the specified instances recited in the body of the Act. Our State has suffered in the past from burdensome criminal costs, and the demand was general for some relief. Growing out of this condition, what is popularly known as the Jarvis law was passed, and its beneficent effects were at once felt. The passage of this law was

a largely contributing factor in reducing the credit of the State, and in bringing about the present satisfactory fiscal conditions.

I do not think this law should be changed, as the bill under consideration contemplates. Without meaning to criticize legislation or to impugn either your motives or intelligence, I wish to draw a parallel between the efficacy of this bill, if enacted into law, and the one I have recommended to you, reducing the number of challenges in criminal cases.

The measure under consideration will take from the Treasury of the State and counties many thousands of dollars, and will not strengthen in the least the administration of criminal justice. The jury bill will save thousands that are now indirectly consumed in fees and costs, where the jails are filled with untried prisoners growing out of the unreasonable delay in securing juries, economize time, make it unnecessary to summon hundreds of men from their vocations, without pay, to complete a panel, and will greatly aid the cause of justice.

I suggest that it is much safer and better legislation to pass the jury bill and reduce costs than to enact this measure into law and increase them. In support of this bill it has been argued as a reason for its passage that the officers are entitled to receive the fees for the services specified, and, as an original proposition, this may be true; but these officers were all elected, hold their positions, receive the fees now allowed by law, and knew when they accepted office what those fees were to be. It is not, therefore, a hardship of which they can complain.

It is also urged that witnesses for the State should receive compensation as provided in the bill, and this also may be true; but they are no more entitled to compensation than witnesses for the defendant, and these receive no pay for attendance, though their time is as valuable and their trouble as great in attending court as the witnesses for the State.

As a matter of equity, each stand on an equal footing, and one class is no more entitled to pay than the other.

Jurors are also summoned and compelled to attend court, and receive no compensation unless accepted and actually serve and impaneled to try causes.

These, too, by the same reasoning, would be entitled to compensation, and no just distinction can be drawn between them and witnesses for the State.

In no proper sense is this the taking of service without compensation, but it must be taken as a service which the State has

the right to require for the general good, and the peace and order of society.

Aside from these considerations, I wish to remind you that your appropriations have been large, that the effect of this bill will be a heavy drain upon the Treasury, and may be the cause of a deficit.

[SIGNED]

MALCOLM R. PATTERSON, *Governor*.

April 6, 1907.

Mr. Horton moved to place House Bill No. 13, To amend Act regulating costs in criminal cases, on third reading, the Governor's veto notwithstanding.

Mr. Cummings moved to postpone action until 10 A. M., April 9. The motion to postpone prevailed.

#### SPECIAL MESSAGE FROM THE GOVERNOR.

The following special message was received from the Governor:

MR. SPEAKER: By direction of the Governor, I herewith transmit a special message in writing. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor*.

*To the Honorable Members of the Senate and House of Representatives:*

GENTLEMEN: In pursuance of an Act passed by the Legislature, appropriating \$20,500 for an exhibit at Jamestown, I have appointed the Commissioners and asked Mr. J. W. Thomas to serve as Chairman.

Considerable delay was occasioned by reason of the fact that various gentlemen to whom I offered the positions on the Commission refused to accept, owing to the fact that the State made no appropriation for their travelling or personal expenses, and, under the interstate commerce law, they could not receive transportation.

Some of the gentlemen whom I finally appointed have consented to serve, but it is the opinion of most of them that it will be impossible, under the terms of the Act, to have a satisfactory exhibit at Jamestown, and I concur in their opinion.

I have found it very difficult to carry out the purposes of the Act under its terms, and I believe that it is better for the State not to have an exhibit at all rather than a poor and unsatisfactory one.



I did not recommend the passage of this law in the first instance, believing the State could much better expend this money at home; but, if any appropriation was desirable, it should have been in sufficient amount to have guaranteed a proper exhibit of the State's industries and resources. This cannot be done out of the meagre fund appropriated, nor can a building be erected.

In addition, I wish to lay before you a copy of a letter which I have this day received from Mr. J. W. Thomas, Chairman of the Commission, who has kindly consented to act for the State, and who has been at considerable trouble in corresponding for the proper space in which to display the exhibit.

In view of this letter, the smallness of the appropriation and the terms of the Act under which the Commission is authorized to proceed, I have no hesitancy in recommending the repeal of the law. Respectfully submitted.

[SIGNED]

MALCOLM R. PATTERSON, *Governor*.

April 6, 1907.

NASHVILLE, Tenn., April 3, 1907.

*Hon. M. R. Patterson, Governor, Nashville, Tenn.:*

DEAR SIR: Referring to our conversation of last night, and your request that I furnish you with a statement of the facts relative to space for the Tennessee exhibit at the Jamestown Exposition.

Judge Thomas Smith, who was here in the interest of the Exposition, advised me that 3,500 feet of space has been reserved for our exhibit, and upon his return to Norfolk, a few days after his departure from Nashville, he wrote me, under date of March 22, as follows:

"I have learned to-day that there are but two vacant spaces in the Industrial Building for exhibits, and wish to suggest to you to apply by telegraph for Space 18. The Governor of Exhibits is hoping you may secure this space, and will be pleased to assign it upon application."

Upon receipt of Mr. Smith's letter, wired Mr. George Moore, on March 25, as follows:

"Am in receipt of advice that Section 18, in the Industrial Building, should be applied for as space to be used by Tennessee in making its exhibit. Is this space all right?"

Mr. Moore answered:

"Space O. K. Size, forty by eight."

This space—forty by eight—would give us but 320 square feet, and upon receipt of Mr. Moore's wire, sent him this message:

"My understanding was that 3,500 feet of floor space had been reserved for the Tennessee exhibit. Space forty by eight will not answer. Kindly investigate and advise."

To which Mr. Moore, under date of March 27, replied:

"Exposition Board will be able to give decision regarding space late to-day or early to-morrow morning."

On same date, March 26, I wired Mr. T. S. Southgate, Governor of Exhibits, Norfolk:

"What are the dimensions of Space 18? My understanding from Judge Thomas Smith was that there were 3,500 feet of space reserved for Tennessee exhibit."

On March 29 Mr. Moore advised as follows:

"Exposition has two sections in States' exhibits annex, each 3,600 feet square, where minerals and agriculture can be grouped together. Looks very well, but not being in regular building, would prefer you sending representative here immediately to decide matter."

On March 27 Mr. T. S. Southgate, Governor of Exhibits, wrote as follows:

"I received your telegram yesterday. I was also in communication with Mr. Moore. It was impossible to wire you before late this afternoon: I had hoped that by that time I would be able to give you definite information in regard to the matter. This has been impossible, and Mr. Moore is to meet our department at 12 o'clock to-morrow to conclude the arrangements, and I have wired you to this effect.

"I also stated in my telegram that Section 18 was assigned to Alabama a few days ago, and is, of course, no longer available. We are trying now to arrange an annex to the building, so that you can have your full complement of 3,500 feet, which has been usually divided by the States, 2,500 for agriculture, etc., on the one hand, and 1,000 feet for mines and minerals on the other. But, at any rate, you may rest assured that the very best possible arrangement will be made with Mr. Moore to-morrow.

"I know that we will have the full sympathy and co-operation of your Chairman in trying to arrange matters satisfactorily for you at so very late a day. You can appreciate that buildings that are conceived for the purpose of holding exhibits have to be planned eighteen months ahead, and we have guessed remarkably well; but yet no one could guess to the actual foot. We do not have to tell you that it will be a pleasure to do the best we can to satisfy our good neighbor, Tennessee.

"With kindest regards, I beg to remain."

On April 1, I wired Mr. Moore, thanking him for his telegram of March 29, and instructed that space in annex be reserved. I also wrote him the following letter:

“Wired you this morning as follows:

“‘Please accept thanks for your wire of March 29. Please reserve space in annex. Have written.’

“Mr. T. S. Southgate, Governor of Exhibits, writes me under date of March 27, as follows:

“‘I received your telegram yesterday. I was also in communication with Mr. Moore. It was impossible to write you before late in the afternoon. I had hoped by that time I would be able to give you definite information in regard to the matter. This has been impossible, and Mr. Moore is to meet our department at 12 o'clock to-morrow to conclude the arrangements, and I have wired you to this effect.

“‘I also stated in my telegram that Section 18 was assigned to Alabama a few days ago, and is, of course, no longer available. We are trying now to arrange for an annex to the building, so that you can have your full complement of 3,500 feet, which has been usually divided by the States, 2,500 for agriculture, etc., on the one hand, and 1,000 feet for mines and minerals on the other. But, at any rate, you may rest assured that the very best possible arrangement will be made with Mr. Moore to-morrow.

“‘I know that we will have the full sympathy and co-operation of your Chairman in trying to arrange matters satisfactorily for you at so very late a day. You can appreciate that buildings that are conceived for the purpose of holding exhibits have to be planned eighteen months ahead, and we have guessed remarkably well; but yet no one could guess to the actual foot. We do not have to tell you that it will be a pleasure to do the best we can to satisfy our good neighbor, Tennessee.

“‘With kindest regards, I beg to remain.’

“You will note that Mr. Southgate advises that the Exposition Company is trying to arrange for an annex. Kindly ascertain when it will be decided whether or not annex will be built.

“By giving this matter your attention, and favoring me with an early reply, I will be under renewed obligations.”

At the same time, I wrote Mr. Southgate to this effect:

“Beg to acknowledge receipt of yours of March 27. Am in receipt of the following telegram from Mr. Geo. Moore, Sr., under date of March 29:

“‘Exposition has two sections in State exhibits annex, each 3,600 square feet, where minerals and agriculture can be grouped

together. Looks very well, but, not being in regular building, would prefer you to send representative here immediately to decide the matter.'

"I wired Mr. Moore to-day to reserve space, but before going ahead with preparation of exhibits, it will be necessary for us to know whether or not annex will be constructed. Will you kindly advise as to this at the earliest practicable moment?"

Am in receipt of telegram from Mr. Moore, stating that he had reserved space in the annex, and presume, therefore, that annex will be built. Mr. Southgate will doubtless give me prompt reply to my letter of April 1, in which I requested him to say, as early as practicable, whether or not annex would be constructed.

The effort to secure the necessary space has been pushed with diligence, but under the circumstances, did not think it advisable to do anything toward securing exhibits until we had the necessary space. Any action you take in the matter will be entirely satisfactory to me.

Yours truly,

J. W. THOMAS, *Chairman.*

Thereupon the House adjourned until 10 o'clock Monday.

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MONDAY, APRIL 8, 1907.

SIXTY-EIGHTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 98 members were found to be present.

Member absent: Mr. Rambo, who was excused on account of sickness.

On motion, the reading of the Journal of Saturday's proceedings was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 589, To amend charter of Halls; passed by the Senate.

Also to return House Bill No. 416, To incorporate Huntland; House Bill No. 442, To authorize Athens to issue bonds; House Bill No. 572, To give legislative assent to Act of Congress, providing for appropriations for experiment stations; House Bill No. 737, To authorize Knoxville to issue bonds; House Bill No. 746, To amend charter of Springfield; House Bill No. 845, To provide road law for Shelby County; House Bill No. 907, To provide road law for Sumner County; House Bill No. 918, To establish public parks in certain cities; House Bill No. 945, To authorize Clarksville to issue bonds for streets; House Bill No. 946, To authorize Clarksville to issue bonds; all substituted for Senate bills on the same subject and passed by the Senate.

THOMAS, *Clerk.*

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 482, 627, 695, 732, 758, 781, 792, 830, 859, 888, 919, 931, 937, 951, 939, 957, 981, 976, 812, 977, 851, 872, 802, 975, 942, 831, 847 and 980, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 551, 755, 438 and 799, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SPECIAL ORDERS.

Mr. Sneed moved that all special orders set for to-day be postponed and reset for same hour to-morrow.

The motion prevailed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 690, To amend Act creating Railroad Commission, substituted for Senate bill on same subject, and passed by the Senate.

THOMAS, *Clerk.*

Mr. Fielder, Representative from Hickman County, notified the House of the death of Hon. John M. Graham, Senator from

Twenty-first Senatorial District, and moved that the House adjourn out of respect to his memory until 8 o'clock to-night.

Thereupon the House adjourned until 8 o'clock to-night.

### NIGHT SESSION.

The House met at 8 o'clock P. M., and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

### ON SENATE AMENDMENTS.

House Bill No. 318, To regulate banks and banking.

Mr. Howland moved that the House non-concur in the Senate amendments.

The motion prevailed.

### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 604, 605, 625, 756, 850, 915 and 227, and find same correctly engrossed and ready for transmission to the Senate.

Also House Resolution No. 68, and House Bills Nos. 907, 682, 442, 416, 918, 746, 945, 946, 572, 589, 737, 631 and 775, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

Mr. Cummings called up motion entered on Journal to reconsider House Bill No. 757, the general fish law.

Mr. Holman moved that the motion to reconsider be tabled.

The motion to table prevailed.

### INVITATION.

Mr. Wilkerson presented an invitation from the Tennessee Blind School to the Legislature to attend an entertainment on the evening of April 9, in the school chapel.

Mr. Benham moved that a roll-call be taken on local bills to be called up, beginning at the top.

The motion prevailed.

Mr. Cooper, of Shelby, moved that the House resolve itself into Committee of the Whole for consideration of the revenue bill.

The motion was tabled.

House Bill No. 852, To regulate the office of County Judge of Hardin County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 963, To amend school law for certain counties.

Mr. Benham moved to amend by adding the word "two" in line 15.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 886, To create school district in Crockett County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 974, To authorize James County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Boucher, Campbell, Candler, Carden, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Gill, Groner, Hall, Hardin, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Sampson, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 12, 74, 129, 170, 268, 312, 405, 411, 435, 424, 440, 472, 476, 483, 484, 489, 494, 495, 499, 500, 506, 507, 508, 524, 529, 571, 583, 584, 593, 595, 596, 599, 600, 606, 635, 641, 646, 648, 663, 711, 818, 821, 866 and 913, all of which he has approved. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Finance, Ways and Means have carefully considered the following bills, and recommend their passage: House Bill No. 1,057 and House Bill No. 858, without recommendation. S. H. COOPER, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 1,045, 1,043, 1,044, 1,059, 1,041, 966, 996, 990, 1,019, 1,010, 955, 925, 1,027, 1,025, 1,052 and 1,008, and Senate Bills Nos. 551, 501 and 623. CARDEN, *Chairman*.

MR. SPEAKER: Your Committee on Judiciary return House Bill No. 885, without recommendation. DIXON, *Chairman*.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 922, 926, and Senate Bills Nos. 336, 379 and 470. CARDEN, *Chairman*.

Senate Bill No. 150, To regulate office of County Judge of McNairy County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 885, To amend Act to reorganize Circuit Court of Shelby County.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Boucher, Campbell, Candler, Carden, Chestnutt, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Perry, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.



House Bill No. 995, To amend Act authorizing Franklin County to issue bonds.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,015, To enact road law for Scott County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 990, To amend charter of Jefferson City.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 267, To incorporate Lonsdale.

Mr. Benham moved to amend by providing that question of incorporation be left to vote of people.

Mr. Webb moved to table.

The motion to table prevailed.

Mr. Shea moved to amend by defining boundaries of the town.

Mr. Drummond moved to table.

The motion to table prevailed.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

House Bill No. 922, To amend Act incorporating Morristown.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 470, To amend Act authorizing Bristol to issue bonds for water purposes.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,023, To authorize Hawkins County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	68
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Boucher, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Gill, Hall, Hardin, Harris, Hassell, Horton, Howland, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Perry, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thomas,

Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

House Bill No. 960, To authorize Winchester to issue bonds.

Passed third reading by the following vote:

Ayes.....	70
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Boucher, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Edwards, Galloway, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Neal, Neeley, Perry, Puryear, Richmond, Rowan, Sampson, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

A motion to reconsider was tabled.

House Bill No. 1,025, To authorize Morristown to issue bonds for sewer purposes.

Passed third reading by the following vote:

Ayes.....	73
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Boucher, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Galloway, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Perry, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

House Bill No. 962, To create new civil district in Cannon County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 870, To preserve the public peace, accompanied by committee amendment.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes.....	68
Noes.....	2

Representatives voting aye were: Messrs. Baldridge, Benham, Boucher, Bradley, Campbell, Candler, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Garrison, Gill, Hall, Hardin, Harris, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

Representatives voting no were: Messrs. Carden and Edens—2.

A motion to reconsider was tabled.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 624, To enact road law for Weakley County.  
Passed first reading.

House Bill No. 991, To amend road law for Maury County, accompanied by committee amendment.

The amendment was adopted.

Bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 837, To authorize Maury County to establish office of County Chemist.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 716, To authorize Maury County to issue bonds for roads.

On motion, Senate Bill No. 563, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	74
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldrige, Benham, Boucher, Bradley, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—74.

A motion to reconsider was tabled.

House Bill No. 315, To regulate employment of children and females in factories, accompanied by committee amendment.

On motion, the amendment was adopted.

On motion, Senate Bill No. 280, on same subject, was substituted for House bill.

Mr. Murray moved to postpone consideration until 11:30 A. M. to-morrow.

The motion failed.

Thereupon the bill passed third reading by the following vote:

Ayes.....	65
Noes.....	5

Representatives voting aye were: Messrs. Baldrige, Boucher, Bradley, Campbell, Candler, Carden, Cooper of Shelby, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Howland, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Morris, Murray, Neeley, Neal, Perry, Poston, Puryear, Richmond, Sampson, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—65.

Representatives voting no were: Messrs. Armitage, Corn, Edwards, Muse and Thompson—5.

A motion to reconsider was tabled.

House Bill No. 994, To amend Act authorizing Roane County to issue bonds.

Passed third reading.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 907, 682, 442, 416, 746, 775, 945, 946, 572, 589, 737, 631, 438, 799, 755, 551 and 918; Senate Bill 236, and House Resolution No. 68.

House Bill No. 628, To make civil district in Hardeman County coextensive with school district.

Mr. Scott moved to amend Act by defining boundaries of new districts.

The amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 501, To amend Act allowing Rutherford to issue bonds.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,008, To amend Act incorporating Milan.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 833, To incorporate McEwen.

On motion, Senate Bill No. 704, on same subject, was substituted for House bill.

Thereupon the bill passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 165, To authorize corporations to dispose of their entire assets.

Mr. Stainback moved that further consideration be postponed until 10:30 A. M., April 10.

Mr. Cummings moved to table.

The motion to table failed.

Thereupon the motion to postpone prevailed.

BY CONSENT.

By Mr. Schubert, House Bill No. 1,065, To create Jury Commission for certain counties.

Passed first reading.

By Mr. Schubert, House Bill No. 1,066, To regulate compensation of Clerks and Masters in certain counties.

Passed first reading.

By Mr. Lane, House Bill No. 1,067, To establish courts of submission.

Passed first reading.

By Mr. Murray (by request), House Bill No. 1,068, To incorporate Hollow Rock.

Passed first reading.

HOUSE BILLS ON THIRD READING.

House Bill No. 864, To create Board of Jury Commissioners for Marshall County.

On motion, Senate Bill No. 657, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 996, To amend Act incorporating Lewisburg.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 978, To create school district in Morgan County.

Passed third reading.

A motion to reconsider was tabled.

ON SENATE AMENDMENT.

House Bill No. 50, To make instruments of writing *prima facie* evidence in certain cases.

On motion, the House concurred in the Senate amendment.

BY CONSENT.

By Mr. Baldridge, House Bill No. 1,069, To create school district in Crockett County.

Passed first reading.

By Mr. Donaldson, House Bill No. 1,070, To authorize Hamblen County Court to purchase road machinery.

Passed first reading.

House Bill No. 259, To authorize cities and municipalities to exercise police powers over cemeteries.

Mr. Kenney moved to amend by making bill apply only to Obion County.

On motion, the amendment was adopted.

Thereupon the bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,035, To amend Montgomery County school law.

Passed third reading.

A motion to reconsider was tabled.

Mr. Stainback made the point of order that no quorum was present.

The roll was called and the following members were found to be absent: Messrs. Askew, Benham, Brooks, Burkhalter, Candler, Chestnut, Cooper of Shelby, Cooper of White, Dixon, Dyer, Garrison, Garnett, Gordon, Hartley, Holman, Householder, Howell, Jackson, Knowles, Lockert, Marr, May, Mitchell, Montgomery, Neeley, Peay, Rambo, Rowan, Royston, Schubert, Thomas, White and Worley.

Thereupon the House adjourned until 10 o'clock to-morrow.

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TUESDAY, APRIL 9, 1907.

SIXTY-NINTH DAY.

The House met at 10 o'clock, and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 96 members were found to be present.

Members absent: Messrs. Gordon, Knowles and Rambo, who were excused on account of sickness.

On motion, the reading of the Journal of Monday's proceedings was dispensed with.

#### ON SENATE AMENDMENTS.

House Joint Resolution No. 50, To fix time for election of Land Register.

On motion, the House concurred in Senate amendments.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Fielder, House Resolution No. 69, To express sorrow of House at death of Senator John M. Graham.

On motion, the rules were suspended for consideration of the resolution.

Thereupon the resolution was adopted.

On motion, the resolution was ordered spread on the Journal of the House, as follows:

HOUSE RESOLUTION NO. 69.

*To the House of Representatives of the Fifty-fifth General Assembly of the State of Tennessee:*

WHEREAS, The Honorable John M. Graham, a member of the Upper Branch of the General Assembly, where he was serving his third term, departed this life on the seventh of April, 1907, at 7 o'clock, and his remains were carried back to his former residence, at Pinewood, Hickman County, Tennessee, and was at 3 o'clock on yesterday buried there; and

WHEREAS, He was a most influential and respected member of the Fifty-fifth General Assembly, and beloved by the Lower Branch as well as the Upper, of which he was a member; and

WHEREAS, The loss of so distinguished a personage from our body will be felt by all of us alike; therefore, be it

*Resolved, by the House of Representatives,* That we are deeply moved by the loss of our distinguished Senator, fully realizing that we have lost an exceptionally good and loyal member of this General Assembly; and, further, that we desire to express to the bereaved family our profound appreciation of his memory, and that we enter fully into their sympathy over this great and irreparable loss; and be it further

*Resolved,* That these resolutions be spread upon the Journal of this House, and that a copy be sent to his family, and a copy to the Hickman County *News* for publication.

BY CONSENT.

MR. SPEAKER: Your Committee on Municipal Affairs hand in House Bill No. 460, without recommendation.

CARDEN, *Chairman.*

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 963, 852, 886, 995, 960, 922, 870, 962, 885 and 757, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

MR. SPEAKER: Your Committee on Education have considered Senate Bills Nos. 441, 503, 633 and 679; also House Bills Nos. 1,032, 1,039 and 1,048, and recommend same for passage.

PEAY, *Chairman.*



House Bill No. 798, To authorize Coffee County to issue bonds for roads.

On motion, Senate Bill No. 580, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	69
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Dyer, Edens, Everett, Galloway, Harris, Hartley, Hassell, Horton, Householder, Howland, Hudson, Johnson, Kenney, Largent, Lipscomb, Lockert, Marr, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed Stainback, Thrasher, Tatum, Thomas, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

Mr. Cummings moved that the House resolve itself into Committee of the Whole for consideration of the revenue bill.

The motion prevailed.

Thereupon Mr. Dixon took the chair.

At 11:30 A. M. the Committee of the Whole rose, Mr. Speaker Cunningham took the chair, and Mr. Dixon submitted the following report:

MR. SPEAKER: I am directed, as Chairman of the Committee of the Whole, having under consideration House Bill No. 502, the revenue bill, to report progress and ask for further time.

DIXON, *Chairman*.

#### SPECIAL ORDER.

Mr. Puryear called up House Bill No. 436, To abolish charter of LaFollette.

Mr. Shea called for previous question on passage of the bill.

The call was sustained.

Thereupon the bill failed on passage over veto of the Governor by the following vote:

Ayes.....	44
Noes.....	42

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Cooper of White, Cottrell, Donaldson, Dunavant, Dyer, Everett, Galloway, Garrison, Garnett, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Kinsland, Lipscomb, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neal, Neeley, Perry, Rowan, Smith, Sneed, Tatum, Thomas, Travis, Walker, Webb, Wilkerson and York—44.

Representatives voting no were: Messrs. Benham, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Dickens, Dixon, Edwards, Fielder, Gill, Groner, Hall, Harris, Holman, Johnson, Kenney, Lane, Largent, Marr, Matthews, Montgomery, Morris, Muse, Peay, Poston, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Shea, Stainback, Thrasher, Thompson, Waddell, White, Wiggs, Worley and Mr. Speaker Cunningham—42.

Mr. Kenney moved to make House Bill No. 456, To prevent combinations, special order at 10 A. M., April 10.

The motion failed.

#### EXPLANATION.

John W. Drummond, Representative from Knox County, being unavoidably absent at the time House Bill No. 436, abolishing charter of LaFollette, was called up for passage over the Governor's veto, requests that he be recorded as voting aye on the passage of the bill, or that the Journal show that he would have voted aye had he been present, which request is granted, and it is so entered on the House Journal.

#### INTRODUCTION OF BILLS.

By Mr. White, House Bill No. 1,071, Donating desks of House and Senate to Lincoln Memorial University.

Passed first reading.

By Mr. Hall, House Bill No. 1,072, To define crime of bribery.

Passed first reading.

By Messrs. Waddell and Hall, House Bill No. 1,073, To amend Act to inspect oils and fluids.

Passed first reading.

By Mr. Sampson (by request), House Bill No. 1,074, To amend Chapter 354, Acts of 1905.

Passed first reading.

By Mr. Garrison, House Bill No. 1,075, To amend Act relative to charter of Crossville.

Passed first reading.

By Mr. Richmond, House Bill No. 1,076, To allow Gainesboro High School to convey property.

Passed first reading.

By Mr. Thomas, House Bill No. 1,077, To provide for sale of State property.

Passed first reading.

By Mr. Dunavant (by request), House Bill No. 1,078, To change line between Haywood and Lauderdale Counties.

Passed first reading.

By Mr. Thrasher (by request), House Bill No. 1,079, To create school district in McNairy County.

Passed first reading.

By Mr. Tallant, House Bill No. 1,080, To authorize Cleveland to issue bonds.

Passed first reading.

#### HOUSE BILLS ON THIRD READING.

House Bill No. 1,022, To create road fund and commission for Williamson County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Dixon called up motion entered on Journal to reconsider House Bill No. 703, To compensate Attorney-General of the State, and moved that the House reconsider its action on the same.

The motion to reconsider prevailed.

Thereupon the bill passed third reading by the following vote:

Ayes.....	62
Noes.....	15

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Boucher, Bradley, Candler, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Edens, Edwards, Fielder, Galloway, Gill, Groner, Hall, Harris, Holman, Howland, Jackson, Jestes, Johnson, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Neal, Neeley, Peay, Poston, Richmond, Rowan, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Thomas, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—62.

Representatives voting no were: Messrs. Askew, Campbell, Cooper of White, Donaldson, Garnett, Hassell, Horton, Miller of

Monroe, Montgomery, Muse, Perry, Puryear, Scott, Tatum and Walker—15.

A motion to reconsider was tabled.

#### CONFERENCE COMMITTEE REPORT.

The following report was received from the Conference Committee on House Bill No. 704, General Appropriation Bill :

*To the Senate and House of Representatives:*

Your conferees on House Bill No. 704 respectfully report that they recommend that the House recede from its refusal to concur in Senate Amendments Nos. 30 and 7, and that the Senate recede from Amendment No. 12.

D. JOHNSON,  
FRED L. MANSFIELD,  
*Senate Conferees;*  
S. H. COOPER,  
W. B. SNEED,  
JOHN R. NEAL,  
*House Conferees.*

Mr. Cooper, of Shelby, moved that the report of the committee be made the action of the House.

The motion prevailed.

House Bill No. 1,020, To secure establishment of line between Tennessee and Arkansas.

Passed third reading by the following vote:

Ayes.....	63
Noes.....	6

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cöttrell, Dickens, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Gill, Groner, Harris, Hassell, Howland, Jackson, Jests, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Peay, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wilkerson, Worley and Mr. Speaker Cunningham—63.

Representatives voting no were: Messrs. May, MacFarland, Neeley, Perry, Shea and Smith—6.

A motion to reconsider was tabled.

ON SENATE AMENDMENTS.

House Bill No. 690, To amend Act creating Railroad Commission.

Mr. Neal moved that the House non-concur in Senate amendments.

Mr. Puryear moved to table motion to non-concur.

The motion failed.

Thereupon the motion to non-concur prevailed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 176, To provide standard form of life insurance policy; Senate Bill No. 356, To regulate county mutual fire insurance companies; Senate Bill No. 357, To regulate mutual fire insurance companies from other States; Senate Bill No. 359, To provide for reorganization and regulation of State mutual fire insurance companies; Senate Bill No. 621, To regulate compensation of Circuit Clerks in certain counties; Senate Bill No. 684, To require corporations to file certain information with the Secretary of State; Senate Bill No. 741, To amend Section 18, charter of Binghamton; Senate Bill No. 742, To amend charter of Binghamton; Senate Bill No. 743, To amend charter of Binghamton; Senate Bill No. 744, To authorize Binghamton to issue bonds; Senate Bill No. 750, To extend corporate limits of Cookeville; Senate Bill No. 764, To authorize Campbell County to issue bonds for roads; all passed by the Senate.

THOMAS, *Clerk.*

BY CONSENT.

By Mr. Muse, House Bill No. 1,082, To create school district in Bedford County.

Passed first reading.

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Finance, Ways and Means considered the following House bills and recommend their passage: Nos. 735 and 803.

S. H. COOPER, *Chairman.*

MR. SPEAKER: Your Committee on Labor has considered House Bill No. 997, and recommend same for passage.

JOHNSON, *Chairman.*

MR. SPEAKER: Your Judiciary Committee return House Bills Nos. 932, 989 and 1,051, recommended for passage.

DIXON, *Chairman.*

SENATE MESSAGES.

MR. SPEAKER: I am directed to notify the House that the Speaker of the Senate has appointed as a Committee of Conference on the part of the Senate, on Senate Bill No. 381, To incorporate Clarksville, Messrs. Foust and Holladay.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 583, To authorize Loudon County to issue bonds; passed by the Senate.

And to return House Bill No. 412, To provide for meeting of Commissioners of Asylums for Shelby County; House Bill No. 457, To provide educational law for certain counties; House Bill No. 461, To authorize Jonesboro to issue bonds; House Bill No. 514, To direct application of certain special tax levied by Hamblen County; House Bill No. 515, To allow Hamblen County to levy special tax for 1907 and 1908; House Bill No. 517, To amend school law for Lauderdale County; House Bill No. 581, To provide compulsory educational law for certain counties; House Bill No. 585, To create school district in Crockett County; House Bill No. 607, To amend charter of Newport; House Bill No. 655, To amend charter of Jefferson City; all passed by the Senate.

Also to return House Bill No. 586, To reorganize Criminal Court of Shelby County, and House Bill No. 597, To create additional Assistant Attorney-General for Shelby County; both substituted for Senate bills on same subject and passed by the Senate.

Also to return House Bill No. 329, To protect land owners who have land in inclosure, which failed in the Senate for want of a constitutional majority.

Also to return House Bill No. 105, To protect farmers and others in purchase of seed and grain; tabled by the Senate.

Also to transmit Senate Bills Nos. 236, 273, 295, 332, 334, 645, 659, 694 and 712; Senate Joint Resolution No. 32, for the signature of the Speaker of the House.

Also to return House Bills Nos. 416, 438, 442, 551, 572, 589, 631, 682, 737, 746, 755, 775, 799, 945, 946, 918 and 907, all signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. to-day.

AFTERNOON SESSION.

The House met at 2:30 o'clock, and was called to order by Mr. Speaker Cunningham.

On motion, the roll-call was dispensed with.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 141, which he has approved. Respectfully,  
W. D. SCRUGGS, *Secretary to the Governor.*

BY CONSENT.

MR. SPEAKER: Your Penitentiary Committee hereby returns House Bill No. 914, without recommendation.

MACFARLAND, *Chairman.*

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 50 and 845, and House Joint Resolution No. 50, and House Resolution No. 69, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 628, 259, 996, 837, 709, 1,035, 990, 1,025, 1,008, 978, 994, 974, 703, 1,023 and 991, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 236, 273, 295, 332, 334, 645, 659, 712, 694, and Senate Joint Resolution No. 32; House Bills Nos. 845 and 50; House Joint Resolution No. 50 and House Resolution No. 69.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 122, To regulate passenger rates on railroads, having arrived, the bill was taken up.

Mr. Puryear moved to amend by adding to caption the following: "On lines more than 83 miles in length," and to regulate the changes on lines less than 83 miles by adding to Section 1 the following: "Providing, that this section shall not apply to any line of railroad, whether the same be operated independently or as branch by another line, whose face length is less than 83 miles."

Amend further by adding a new section.

Mr. Meadows moved to table the bill and amendments.

The motion to table prevailed by the following vote:

Ayes.....	63
Noes.....	29

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Donaldson, Drummond, Dyer, Edens, Edwards, Fielder, Garrison, Garnett, Gill, Groner, Hall, Hardin, Hartley, Householder, Howland, Hudson, Jestes, Johnson, Kenney, Kinsland, Largent, Lipscomb, Lockert, May, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Peay, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Tallant, Thrasher, Thomas, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson and Worley—63.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Burkhalter, Dixon, Dunavant, Everett, Galloway, Hassell, Holman, Horton, Howell, Jackson, Lane, Matthews, McElroy, MacFarland, Miller of Monroe, Neal, Neeley, Perry, Poston, Puryear, Smith, Sneed, Stainback, Tatum, Webb and Mr. Speaker Cunningham—29.

Mr. Horton moved to take from the table the bill and amendments.

The motion failed by the following vote:

Ayes.....	29
Noes.....	62

Representatives voting aye were: Messrs. Askew, Boucher, Bradley, Burkhalter, Dixon, Dunavant, Everett, Galloway, Hassell, Holman, Horton, Howell, Howland, Jackson, Lane, Matthews, McElroy, MacFarland, Miller of Monroe, Neal, Neeley, Perry, Poston, Puryear, Scott, Smith, Sneed, Stainback and Tatum—29.

Representatives voting no were: Messrs. Armitage, Baldridge, Benham, Brooks, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Donaldson, Dyer, Edens, Edwards, Fielder, Garrison, Garnett, Gill, Groner, Hardin, Hall, Harris, Hartley, Householder, Hudson, Jestes, Johnson, Kenney, Kinsland, Largent, Lipscomb, Lockert, Marr, May, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Peay, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Tallant, Thrasher, Thomas, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—62.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 911, To create State Board of Elections, having arrived, the bill was taken up.



On motion, the House bill was amended to conform to the Senate bill.

Thereupon Senate Bill No. 710, on same subject, was substituted for the House bill.

Thereupon the bill passed third reading by the following vote:

Ayes.....	73
Noes.....	14

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Dickens, Dixon, Donaldson, Drummond, Edwards, Everett, Fielder, Gill, Groner, Hall, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Land, Largent, Lockert, May, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—73.

Representatives voting no were: Messrs. Askew, Cooper of White, Corn, Dunavant, Dyer, Edens, Galloway, Garnett, Holman, Kenney, Lipscomb, Neeley, Scott and Tatum—14.

A motion to reconsider was tabled.

House Bill No. 912, To create County Board of Elections.

On motion, the House bill was amended to conform to the Senate bill.

Senate Bill No. 711 was thereupon substituted for House bill on same subject.

Passed third reading by the following vote:

Ayes.....	79
Noes.....	0

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Cooper of White, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Samp-

son, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—79.

Mr. Stainback moved to take from table motion entered on Journal to reconsider House Bill No. 956, To add Jackson County to Twelfth Floterial District.

The motion prevailed.

Thereupon the bill failed on third reading by the following vote:

Ayes.....	34
Noes.....	42

Representatives voting aye were: Messrs. Benham, Candler, Carden, Cooper of Shelby, Cummings, Dickens, Edwards, Everett, Gill, Groner, Hall, Harris, Jestes, Johnson, Lane, Largent, MacFarland, Montgomery, Morris, Neal, Poston, Richmond, Rowan, Sampson, Schubert, Shea, Stainback, Thompson, Travis, Waddell, White, Wilkerson, Worley and Mr. Speaker Cunningham—34.

Representatives voting no were: Messrs. Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Donaldson, Drummond, Dunavant, Dyer, Edens, Galloway, Hardin, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Kinsland, Lipscomb, Marr, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Neeley, Peay, Puryear, Scott, Smith, Sneed, Tallant, Thrasher, Tatum, Thomas and Walker—42.

#### SPECIAL MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to transmit herewith a special message in writing. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

*To the Honorable Members of the House and Senate:*

GENTLEMEN: I have the honor to direct your consideration to the attached correspondence and to the subject embraced therein, which I do at the instance of the gentlemen whose names are signed to the communication addressed to me.

I also direct your attention to the proposed gift to the State by Warioto Cotton Mills, of Nashville, Tennessee, of a portrait of Samuel D. Morgan.

The remains of Mr. Morgan are entombed in the walls of the Capitol at the southeast corner, and a suitable inscription has been engraved on the stone, commemorating the services rendered by him as Chairman of the Building Committee, who had in charge the erection of the Capitol building.

I have been informed that this portrait is a striking likeness of Mr. Morgan, and it is the purpose of the Warioto Cotton Mills, of which he also was the founder, to offer this portrait to the State in the hope that it may be accepted with appropriate ceremonies while the Legislature is in session.

I also call your attention to the fact that I have approved the General Educational Bill, and that, therefore, any local bills which you may hereafter pass, changing school districts, will be inoperative under the terms of this act, and, therefore, suggest that no attempt be made to pass such bills, for I must, necessarily, have to disapprove them as inconsistent with the provisions of the General Educational Act.

Respectfully,

(Signed) MALCOLM R. PATTERSON, *Governor*.  
April 9, 1907.

NASHVILLE, TENN, April 6, 1907.

*Hon. Malcolm R. Patterson, Governor, Nashville, Tenn.:*

DEAR SIR—At the request of General Marcus J. Wright, of the War Department at Washington, D. C., we have examined the roster he has prepared, embracing the names of every officer in the Confederate Army who was enlisted in Tennessee during the war between the States. It will be a volume of very great interest to all of our people, and we do not know where they can acquire the same information.

North Carolina and Virginia both made appropriations to General Wright, and bought the roster for these States, and we have letters and documents in our possession which show that in both States, after paying General Wright and paying the cost of publication, they have sold many more copies than was necessary to reimburse the State, and we respectfully ask that you submit the proposition to the General Assembly of the State and ask that an appropriation be made, and that authority be given to the Secretary of State to make the publication, and to dispose of the volumes upon such terms as he thinks will reimburse the State.

We are confident that in the end the State will be a very large gainer by the sale of the volume. The State of Virginia

appropriated \$12,000 for the purchase of the roster from General Wright and for its publication. Other Southern States, notably North Carolina, have appropriated large sums for the publication of the rosters of the troops of their States. General Wright will be content with any reasonable amount of money for his work, and has informed this committee that he would, at the proper time, edit the roster and see that everything is exactly correct.

The undersigned respectfully ask the Governor to submit this proposition to the General Assembly, and ask that an appropriation be made at its present session.

[SIGNED]

JAMES D. PORTER.  
A. W. WILLS.  
JNO. W. MORTON.  
G. P. THRUSTON.

BY CONSENT.

MR. SPEAKER: Your Committee on Public Roads have carefully considered Senate Bill No. 140 and recommend same for passage with committee amendments.

MEADOWS, *Chairman*.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 899, To allow cities free use of telephone poles for municipal purposes, having arrived, the bill was taken up, accompanied by substitute bill.

On motion, the substitute bill was adopted.

Thereupon the substitute bill passed third reading by the following vote:

Ayes .....	73
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Brooks, Campbell, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Edwards, Fielder, Gallo-way, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Lane, Largent, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Murray, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant,

Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 1,022 and 1,015, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

House Bill No. 423, To protect farmers in cultivation of land.  
Passed third reading by the following vote:

Ayes .....	50
Noes .....	25

Representatives voting aye were: Messrs. Armitage, Askew, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Corn, Dickens, Drummond, Everett, Galloway, Gill, Hall, Hardin, Householder, Howland, Hudson, Kenney, Lane, Largent, Lipscomb, Marr, May, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Puryear, Rowan, Schubert, Scott, Shea, Smith, Tallant, Thrasher, Tatum, Thompson, Waddell, Walker, Webb, White, Wilkerson, Worley and Mr. Speaker Cunningham—50.

Representatives voting no were: Messrs. Baldrige, Benham, Cottrell, Cummings, Donaldson, Dunavant, Edens, Fielder, Groner, Harris, Hartley, Holman, Horton, Jackson, Jestes, Johnson, Matthews, MacFarland, Neal, Perry, Poston, Royston, Sampson, Sneed, Stainback, Travis and Wiggs—27.

A motion to reconsider was tabled.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 972, To provide for development of Herbert Domain, having arrived, the bill was taken up, accompanied by committee's amendment.

The amendment was adopted.

Mr. MacFarland called for the previous question on the passage of the bill.

The bill passed third reading by the following vote:

Ayes .....	71
Noes .....	0

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Corn, Dickens, Donaldson, Drummond, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Gill, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, MacFarland, Meadows, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

Mr. Meadows moved to make Senate Bill No. 140, To improve public highways, special order at 11 A. M., April 11.

The motion prevailed.

MR. SPEAKER: Your Committee on Insurance begs leave to report that they have carefully examined House Bills Nos. 948, 243, 242, 245, 246, 253 and 247, for passage; also House Bills Nos. 244 and 249, with committee's amendment, for passage; also House Bill No. 250, with committee substitute, for passage; House Bills Nos. 251 and 949, without recommendation; and House Bills Nos. 950 and 317 for rejection; also House Bills Nos. 904, 905 and 906 for passage.

SCHUBERT, *Chairman.*

#### REPORT FROM SPECIAL COMMITTEE.

The following report was received from the special committee appointed under House Joint Resolution No. 30, To investigate insurance conditions:

#### REPORT OF THE SPECIAL JOINT INSURANCE INVESTIGATION COMMITTEE OF THE FIFTY-FIFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE.

*To the Senate and House of Representatives of the Fifty-Fifth General Assembly of the State of Tennessee:*

Your Special Joint Insurance Investigation Committee, appointed by the Speakers of the Senate and House, under House Joint Resolution No. 30, composed of Senators John I. Cox, W. T. Thomas, W. F. Potter and I. L. Pendleton, and Representa-

tives Fred L. Schubert, Charles A. Stainback, George R. Kenney, H. M. Candler and J. R. Matthews, beg leave to report as follows:

Our Committee organized on February 15, 1907, by electing I. L. Pendleton, Chairman, and H. M. Candler, Secretary, and adjourned to meet again on February 19, 1907, at the Tulane Hotel, in Nashville, Tenn.

On reassembling, on February 19, 1907, the Committee elected Vernon Sharp, Sergeant-at-Arms, and Duke & Beall, Official Stenographers for this Committee.

The Committee held ten sessions in Nashville, from February 19, 1907, to February 23, 1907, inclusive, after which they went to Bristol, Tenn., on February 25, 1907, where two sessions of said Committee were held. From Bristol the Committee went to Knoxville, and held two sessions there, on February 26; thence to Chattanooga, and held two sessions on February 27; thence to Memphis, where they held four sessions on February 28 and March 1, 1907, and from there to Jackson, Tenn., where they held one session on March 2, 1907, and then the Committee returned to Nashville, Tenn., where they held nine sessions from March 4 to March 11, 1907, thus covering a period of twenty days in our investigation, and holding in all about thirty sessions.

This Committee has taken proof on, and made investigation into, almost every phase of both fire and life insurance.

In addition, this Committee had referred to it Senate Joint Resolution No. 22, authorizing and directing said Committee "to consider and investigate the feasibility, advisability and constitutionality of the State of Tennessee, through its Insurance Department, assuming and carrying the fire risks of its citizens and business interests of the State," and directing said Committee to report thereon to this General Assembly.

The importance of the subjects referred to this Committee for their consideration can be realized at a glance when it is remembered that the people of this State pay annually to the fire insurance companies doing business in this State the vast sum of about \$4,000,000; to the life insurance companies about \$4,500,000; and to the benefit and industrial companies, \$2,000,000; and to the fidelity and casualty companies, \$500,000, making a total of more than \$11,000,000 paid annually by our citizens for insurance on their lives and property, including what is paid for guarantee, fidelity, casualty and other and different forms of indemnity.

A very large proportion of our citizens in the cities, and many

in the country, carry some form of life insurance, either as a protection to their family in case of death, or as an investment for profit, or both; and possibly the class who carry life insurance for both indemnity and investment form the major portion of life insurance policyholders.

But while the number who carry life insurance is quite large, it by no means compares with the proportion of the property owners of the State who carry fire insurance.

For while the life insurance question is one of great value to the beneficiary of the insured in case of his death, the fire insurance question is one of vital interest to the property holder at all times; and the more valuable the property, and the more suitably located as to value, the more important to have it covered by insurance.

In fact, the fire insurance question is so closely associated with the business and commercial interest of the country that credit of the merchant, manufacturer, broker, grain or cotton dealer is to a large extent measured by his ability to keep himself fully insured against loss by fire, thus protecting the rights and demands of his creditors.

A system that costs the people of the State more than \$11,000,000 per annum, and yet is so essential for the protection of the peace and happiness, prosperity and property of its citizens, demands the most careful consideration and the most watchful supervision at the hands of the Executive, Legislative and Judicial departments of our State government.

In order to discuss these subjects somewhat systematically, we will divide them into three subjects, and treat them under the three general heads of Fire Insurance, Life Insurance, and State Insurance, meaning, of course, by the latter subject, to consider the question of "Whether the State, as a matter of public policy, should, and under the Constitution could, engage in the fire insurance business, by collecting premiums from all who desire to insure with it upon a certain schedule basis, and agreeing to pay the loss incurred by the insured in case of fire."

#### FIRE INSURANCE.

The vital principle of fire insurance is indemnity against loss.

The loss is the fair value of the destroyed property at the time of the fire, *i. e.*, what it would cost the assured to restore or replace the property at the date of the fire.

Our worthy Insurance Commissioner, in his report to this General Assembly, very wisely said: "The question of fire insurance is one vital consequence to our commercial life. Fire



insurance, which in its initial conception, is indemnity against loss, has become, in addition, a basis of credit, and is, therefore, closely interwoven with our business fabric. The fire insurance premium must be figured by the business man as one of the necessary expenses of his affairs."

Nor is the fire insurance business of recent origin, for fire insurance companies have existed in one form or another for hundreds of years.

The State has long ago declared the policy of fixing financial standards of solvency by which companies shall be governed before being permitted to exercise the privilege of soliciting contracts with our citizens. In addition, companies are required to make reports to the Insurance Commissioner of this State, designed to give full publicity to their affairs.

The State has also declared its policy with reference to all lines of business that there should be no combinations for the purpose of fixing prices to the consumer. Because of the character of the business of fire insurance and the tendency of the companies to combine their influences, coupled with the opportunity to combine to control rates, the State has specifically prohibited such companies from entering into agreements to maintain any specific rates, while, for the purpose of reducing the cost of insurance, extending the privilege of the employment of joint experts or inspectors for the purpose of making schedules, rates, etc., which can be advisory only. Concerning this law we will speak later.

Matters concerning which the attention of legislation has been requested are those of premium rates charged for insurance, and losses by fire in the State, it being the contention that if legislation should be enacted which would have a tendency to reduce the fire waste, that the burden of premium rates upon our people would inevitably grow lighter.

In this connection we call attention to a paragraph in the report of the Insurance Commissioner to this General Assembly. He says:

"Statistics show that the average premium rate charged for this State is higher than the average rate charged in most of the other States. The rates here, in my judgment, are too high, and constitute a burden upon our people. On the other hand, the fire waste, as shown by sworn reports of the companies, has at times been very large."

Your Committee, after hearing the evidence submitted to it, can bear testimony to the above. The average rate as charged by companies in Tennessee is in excess of the average rate of many

other States of similar character in general building construction, to Tennessee. The reason given by representatives of the insurance companies for this, is the loss ratio sustained by the companies for the past fifteen years or more, and the further reason given by those representatives for the large loss ratio complained of is the inhibition of our statutes against the use of certain clauses which the companies desire for their protection, and the inability of the companies to protect themselves against dishonest loss claims. We find that the general experience in Tennessee for a number of years is taken into account in the making of rates; that a risk in Tennessee is rated higher than the same risk would be rated if it should be located in another State with a less general loss experience. The exception to this rule is found in sprinklered risks, which belong to what is known as the "preferred class." The competition of trade and other outside mutual companies, has caused the stock companies to accept these risks at low rates, which rates are made irrespective of State lines and State laws, being based upon experience generally throughout the country upon these hazards.

While the fire waste in Tennessee for a period of years has been large, we are yet constrained to say that we find the expense ratio of the companies to be very high. The average ratio of expenses to premiums received, as developed before your Committee, is approximately 40 per cent. Although the Legislature may not find itself able to deal with this element in the insurance question, we, nevertheless, feel it our duty to make report concerning that, as well as to all other features. We will speak of this later in this report.

With respect to the loss ratio, it should be stated that for the year just ended, it amounted to approximately 59 per cent. of the premiums paid, which is less than the general average for the past ten or fifteen years.

As to rates, we find that in certain localities, notably, the city of Nashville, which has suffered serious fire losses, the rates have increased during the past two years, and that in certain other localities there have been some reductions. Generally, throughout the State, during the past two years the rates have not increased.

We are of the opinion, sustained by testimony before us, that had it not been for the anti-compact law, enacted by the last Legislature, the rates would have been much higher. In the city of Nashville, where there has been an increase in rates, a concerted advance of 25 per cent. was attempted in the congested district, which was arrested under the anti-compact law. The

city was subsequently re-rated by an inspector authorized by the law to be employed by the local board of agents, each risk, presumably, being placed on its own merit, the supposed newly developed deficiency in fire fighting equipment being taken into consideration. The net result, while making a general increase, proved in the aggregate very considerably less than 25 per cent. increase which would have been made for the anti-compact law.

#### REMEDIES TO REDUCE FIRE INSURANCE RATES.

The remedies offered by the companies themselves can be summed up under two general heads: First, repeal all laws restricting and prohibiting the companies from making such contracts as they desire with the insured, and, second, pass such laws as will compel the insured to care for and protect his own property against loss by fire. And these remedies seem to have been endorsed by the Business Men's League, at Nashville, in their convention held in May, 1906, to a very great measure; and that being true, let us carefully examine into the recommendations made by the companies and by the Business Men's League, and see whether or not they are founded upon good reason and sound public policy.

The recommendations of the Business Men's League, in substance, were as follows:

First, a law that will give, under proper restrictions, the right to a surplus line company to inspect a risk or adjust a loss in this State.

Second, a fire marshal law, making it compulsory upon the fire marshal to investigate the origin of every fire, and if there is reason to believe that such fire was of dishonest intention, to turn over the facts to the prosecuting attorney of the county where the fire occurred, for investigation and prosecution, where necessary.

Third, that a law be enacted permitting, without restriction, the use of the average, co-insurance, iron safe, and three-fourths value clauses, provided the same shall be at the option of the assured and be attached to the policy by way of a rider.

Fourth, the enactment of adequate building laws, including standard flue and chimney, restricting boiler house exposures, specific method of electrical installation and maintenance, and standard skylights and gratings for mercantile buildings.

Fifth, that an Act legalizing the form of policy which is the standard fire insurance policy of the State of New York be passed.

Sixth, that an Act which will compel a fire insurance company,

through its agent, to furnish upon request of the policyholder a schedule showing the basic rate, and any such deficiencies as are charged for, be passed.

Seventh, an Act authorizing and encouraging the organization and promotion of home stock fire insurance companies and home mutual fire insurance companies.

Eighth, that every encouragement be offered to mutual fire insurance companies of other States to enter this State.

Ninth, that a law declaring that no insurance company shall knowingly issue any fire insurance policy upon property within the State for an amount which, with any existing insurance thereon, exceeds the fair value of the property, be passed.

Tenth, that a law be enacted granting the right to all fire insurance companies to insure sprinklers, pumps, and other apparatus erected or put in position for the purpose of extinguishing fires, against damage, loss, or injury resulting from accidental causes other than fire, also against damage by water or otherwise.

Eleventh, that a law be enacted that in all insurance against loss by fire the conditions of insurance shall be stated in full in the face of the policy.

Twelfth, that laws be enacted securing greater publicity in the affairs of fire insurance companies.

This convention also made a recommendation that the anti-compact law be repealed.

#### SURPLUS LINE COMPANIES.

There appears to be somewhat of a demand in favor of giving to the surplus line companies the right to inspect a risk and adjust a loss in this State, and upon principle it appears to be right, for the reason that on many of our large buildings, manufacturing, elevators, etc., the owners can not obtain all the insurance they desire and are entitled to from the companies doing business in this State, and hence it becomes necessary to place a portion of their business with companies not authorized to do business in this State, and therefore, in justice to these large insurers, and the companies that do business with them, it seems but just and fair that they should have the right to adjust their loss, when one occurs, under our laws.

#### FIRE MARSHAL LAW.

There is little doubt that incendiarism is the cause of at least a portion of the fires that occur in our State, and just what proportion can not be arrived at with any degree of certainty.

But, though the fires that occur by incendiarism may be regarded as few in number, yet the amount of the loss of a few such fires may very materially affect the rates on insurance in the State, if they are based upon the losses incurred. The only remedy offered to stop incendiarism, either by the companies themselves or by the Business Men's League, is the enactment of a fire marshal law, whereby it will become the imperative duty of some officer of the law to fully investigate and report the cause of such fires.

This can not well be done by the companies themselves, for the reason that unless their proof is absolutely clear of the guilt of the insured, the insured, by reason of the prejudice against these companies, will usually go free and the companies thereby become liable for heavy damages for malicious prosecution. This, however, will be eliminated in case the State itself makes the investigation, and if a prosecution becomes necessary, but should fail, the State cannot be held liable for damages, but will only have to bear the costs of prosecution, as it does in all other criminal cases.

There is but little doubt that the enactment of a proper fire marshal law would tend to reduce incendiarism in this State, and thereby reduce the fire waste to that extent.

For that reason, we recommend the passage of a fire marshal law that will make it the duty of some officer of the law to investigate and fully report on every fire that occurs, whether of suspicious origin or not, and further requiring him, in case there are any suspicious facts connected with the origin of said fire, to report said facts to the prosecuting attorney of his county, whose duty it shall be to investigate and prosecute said cases, when proper.

#### THE USE OF THE CLAUSES.

There are certain clauses which the insurance companies, when not prevented by statute, insert into their contracts of insurance, for the purpose of limiting the amount of their liability, imposing upon the insured some obligation, or for the purpose of giving to them some additional rights, otherwise not given them under the laws of the land.

Among these clauses are what is termed the average clause, three-quarter value clause, iron safe clause and co-insurance clause. The average clause, which provides for a kind of blanket policy, covering two or more buildings, where the goods, merchandise or other property of a single person, firm or corpora-

tion are stored, and the contents thereof are being more or less shifted from one building to the other, for business purposes, seems to be a reasonable and proper contract, and would operate to the convenience of the assured. We therefore recommend the passage of such laws as will permit the use of this clause.

It is said that the object of the three-quarter value clause is to cause the insured himself to carry a part of the risk in unprotected districts, where the loss is generally a total one, and the companies assert, as an inducement to the repeal of the laws prohibiting this clause, that if permitted to use it, it will materially reduce the rates on country property.

The principle involved in the desire of the companies that the insured in unprotected districts should carry a part of his own insurance, is, in our judgment, a sound one, and founded in public policy, but we are unable to see that in the case of stationary property, like buildings, the entire responsibility of bringing this sound principle into play should fall upon the insured and the insurance company by clause permitted by statute should be allowed to escape entirely therefrom. Such, in our opinion, would be the case if the three-quarter value clause should be permitted to apply to buildings. No matter what might be the amount of insurance specified in the policy upon which the insured pays his premium, the real insurance which he would have would not exceed three-fourths of the value of his building as determined by an appraisement after the fire. We are constrained to the opinion that instead of preventing over-insurance on buildings, this clause might encourage it.

We believe that if a company should be liable for the full amount of insurance specified in the policy on buildings, that it would inevitably have the effect of causing greater care to be exercised by the companies and their representatives in the amount of insurance taken. On stocks of goods, which are fluctuating in value, and the future value of which, in case of fire, no company nor its representative could determine, we believe it would be just to the companies to permit the application of the three-quarter value clause.

We, therefore, recommend that the three-quarter value clause be permitted, but limited in its application to stocks of goods and contents of buildings, and further, as to buildings, that companies be required to pay the full amount expressed in the policy.

We would recommend, further, however, that when the three-quarter value clause is used it shall be specifically and plainly written in the face of the contract that insurance on stock of

goods will only be collected to the extent of three-fourths of the value of the property.

The next clause which the companies insist upon is what is known as the "iron safe clause," which provides that each country merchant shall keep a set of books, and take an inventory of his stock of goods at least once in each year, and shall either keep his books in an iron safe when he is absent from his store at night or any other time, or shall remove the said set of books from the said store to his dwelling or other place for safe keeping in case of fire. This, in the opinion of the Committee, is a reasonable and fair regulation, for it simply requires that the country merchant will have at hand, at all times, in case of fire, his books, from which he can make an intelligent and satisfactory statement to the company of his losses, and certainly it is but just, when you require the company to pay their claims promptly, that they should have an itemized statement from the insured of his losses, in order that they may compare his figures with those of the wholesale merchant, or other persons, to ascertain whether or not the claim made by the insured is a just one, provided the stipulations and conditions of the "iron safe" clause shall be set out in full upon a rider, and notice directed thereto.

But the controlling reason why this Committee recommends the passage of the "three-quarter value" clause on stocks, and the "iron safe" clause, is because of the fact that the companies now refuse to write many of the unprotected risks, and those that they do write, the rates are so very high that they are almost prohibitory, and it is claimed by the companies if these clauses are permitted that they will write the country risks, and that at a much lower rate than is charged at present.

This we deem of very great importance, especially to the country merchant, as well as to the wholesale merchant who sells him his goods, or stock of merchandise, upon a credit, for the reason that the insurance is not only very essential to the safety of a country merchant, but it is equally essential to the wholesale merchant, who would often be unable to collect his claims against the country merchant, in case of fire, unless he is protected by a fire insurance policy.

The next clause insisted upon by the companies is what is known as the "co-insurance clause," which is the reverse of the three-fourths value clause, in that the object sought is to prevent the assured in protected districts, where partial losses are the rule, from carrying too little insurance.

The co-insurance clause requires merchants in protected towns and cities to carry a certain per cent. of insurance upon their

stocks of merchandise, generally about 80 per cent., and in case of failure to do so, the contract requires the merchant, in case of partial loss, to bear a portion of the loss to the extent of the difference between the amount actually carried and the amount required to be carried under the clause. It will readily be seen that in case of a total loss the co-insurance clause does not in any way affect the amount of the recovery, but in all cases of a partial loss it does affect the amount of recovery unless the insured is carrying the amount of insurance required by the co-insurance clause.

The companies assert that the permission to use the clause will reduce rates in protected districts. This probably would be the case with those citizens who are now carrying approximately four-fifths of the value of their property in insurance, but as to those citizens who are carrying to any degree a less amount of insurance than four-fifths of the value of their property, the effect would be to cause them to increase the amount of insurance carried or receive decreased benefits under their policies in case of partial loss.

Inasmuch as it would seem that this law would benefit some and not others, we recommend that the co-insurance clause be legalized, with the provision that its acceptance be optional with the insured.

#### STANDARD BUILDING LAWS.

The importance of strict standard building laws cannot be overestimated, for the reason that possibly nothing contributes so largely to the great fire waste in Tennessee as the character of the buildings that have been constructed. Until of recent date no laws of any character had ever been passed in the State regulating the kind and character of buildings that could be constructed therein, but of recent years most of the larger cities, and some of the smaller towns, have passed some very good building laws, which will in time, no doubt, do much toward reducing the fire waste in those cities and towns.

While, of course, this Committee fully realizes the great difficulty in undertaking to enforce strict building laws outside of organized cities, yet the necessity for the enforcement of proper building laws exists, and in the organized towns and cities they can, if the public officials are so inclined, enforce them, and thereby reduce the fire waste on buildings hereafter constructed to a very large extent.

We therefore recommend the enactment of such laws as will



tend to cause the people to construct better buildings, and especially better flues and chimneys, and also we recommend such laws as will give to the public officials proper and adequate power to enforce the building laws hereafter enacted.

#### STANDARD FORM OF POLICY.

It appears to be the desire of practically all the fire insurance companies that the State of Tennessee enact a standard form policy, which standard form policy they desire to be the same as the New York Standard Form Policy, and the Business Men's League in their convention endorsed that form of policy. Practically all the fire insurance companies doing business in Tennessee now use the New York Standard Form of Policy already, so the enactment of a law requiring them to use that form of policy would do nothing but require them to use a form of policy that they are already using from choice, so far as the form itself is concerned.

But this New York form has a multiplicity of conditions, limitations, restrictions, prohibitions, and other unnamed clauses in its policy contract, all of which affect in some way or another the policyholder's right.

Inasmuch as the companies are already using it from choice, and desire that it shall be adopted by our State, there is certainly nothing in the contract of the New York form that is objectionable to the companies, and a reasonable conclusion to be drawn from this is that all of the clauses in the policy above described are for the benefit and protection of the company. But what of the policyholders? The Supreme Court of Tennessee, in its wisdom, after due consideration, and after a long line of decisions, has come to the conclusion that a number of the clauses contained in this New York form are unreasonable regulations and restrictions upon the rights of the policyholders, and are against public policy, and for that reason, as a matter of right and equity between the company and the insured, have held that these clauses were not binding upon the insured, either in whole or in part, have hereby read them out of the contract as a part of the agreement between the insurer and the insured. If the company is satisfied with this contract, but the Supreme Court thinks part of it unjust, unfair and inequitable to the insured, then why should we, after having given it much less attention, time and consideration than the Supreme Court of our State has done, arbitrarily decide that it is for the interest of our people to enact this standard form into a law and thereby

place upon the people all of the unreasonable, unjust and unfair regulations read out of the New York forms of contract by our Supreme Court?

In addition to the above, this Committee is of opinion that there is one clause in the New York form that has not been held wholly inoperative by our Supreme Court, that is unjust, unreasonable and against sound public policy. That is the clause requiring the insured, in the event of a disagreement as to the amount of the loss, to enter into an arbitration of appraisal, whether he so desires or not.

In case of a loss by fire, the insured has his rights, and the insurer its rights, which are not different in general from the rights of other creditors and debtors, and therefore these insurance contracts should stand upon no higher ground than other ordinary contracts, and it should not be within the power of either party to the contract to determine how the other party shall arrive at an agreement, outside of such provision as is made by the general law of the land for determining such controversies.

This clause would certainly be proper and right should both parties desire to arbitrate their differences, rather than submit their claims to the courts of the land, but it certainly ought not, in our opinion, be in the hands of one party to fix the forum, and oftentimes control the tribunal that determines the rights of the contending parties.

In case of a fire, the company has its legal advisers, adjusters, special agents, arbitrators and appraisers already selected in many cases, and they are men of the very highest skill, thoroughly experienced, and fully understanding all of the tactics necessary to save the companies money in the adjustment of the loss, while generally the insured is inexperienced, and does not thoroughly understand what is necessary to be done, and when informed by the companies' agent what to do, usually selects some good friend to look after his interest, whose intentions are generally to have the company pay him the full price of the insured's loss, but on account of his inexperience and lack of understanding of the contract, the companies' appraiser often gets the best of him, either in the selection of the umpire, or in arriving at the values of the property destroyed and being appraised.

For these reasons, we recommend that the standard form of policy be not adopted, and that the arbitration clause be declared inoperative by law in this State.

#### BASIC RATE AND DEFICIENCIES.

The rate of insurance on all property is fixed by a schedule system of rates. And while there are a number of systems in use in this State, yet so far as this Committee has been able to ascertain, all systems have a basic rate, or a minimum rate, for certain classes of property, situated under certain conditions. This basic rate, of course, varies much because of the fact that conditions and surroundings very materially affect the physical hazard, but from this basic rate the premium to be charged is made up by the inspector by applying the basic rate to the particular property, and if the property comes up to the standard required in the rule on which the rates are figured, then, in that event, the premium will be fixed by the basic rate, but in case of deficiencies in the building, such as open stairways, unenclosed elevator shafts, improperly constructed partitions, or any other defect that adds to the hazard of the risk, extra charges are placed on this piece of property for each and every one of these deficiencies, and when added together, they all constitute the greater premium charged insured for insurance on this piece of property.

Therefore, we recommend that an Act be passed which will compel fire insurance companies, through their agents, to furnish, upon the request of any policyholder, a schedule, showing the basic rate and the amount charged for each deficiency. And in case the policyholder, at any time during the life of the policy, cures any of the deficiencies enumerated in his schedule of rate of premium, that the company be required to refund to him that proportion of the extra charge for such deficiency that the remainder of the term of the policy bears to the whole term, less a reasonable charge for expenses on that particular deficiency.

#### HOME STOCK FIRE INSURANCE COMPANIES.

There are already on the statute books liberal and adequate laws as to the formation of such companies, and no laws are proposed or asked for changing these provisions.

#### MUTUAL FIRE INSURANCE COMPANIES.

The Committee was called upon to consider the matter of mutual fire insurance companies from three aspects, (1) as to "County" or "Farm" Mutuals; (2) as to mutuals operating throughout the State; (3) as to the admission of mutual companies of other States.

There is at present a mutual fire insurance law on the statute books under which mutual companies now in existence in Tennessee have been formed, but the law has been found to be deficit and inadequate in many respects. We concur in the following from the report of the Insurance Commissioner:

"I am very firmly of the conviction that our present law relating to mutual fire insurance companies should be liberalized so as to encourage the organization of more mutual companies throughout the State. There are at present eleven mutual companies in this State, nine of which are county or farm mutuals, and two do a more or less general business. The reports of these companies show successful operation. The loss ratio, especially with the county or farm mutuals, is exceedingly small, and the assessments among members correspondingly low, these assessments being only a fractional part of the stock company rate on the same character of property. I am impressed with the fact that these mutual companies guard more carefully against over-insurance and the moral hazard than do stock companies. Being in existence only for the protection of their members, they are removed from the temptation of gambling for profits. A sound system of mutual companies in this State, in my opinion, would make much more satisfactory and healthful conditions as to rates and losses. My observation has been that such has been the result in all states where a mutual system is general in its operations."

We are of opinion that more mutual companies in this State, operated upon sound, conservative lines, will inevitably bring about a decrease in rates to our citizens. A mutual company, by the very nature of its operation and contract, has a splendid educational effect upon the public in the matter of safeguarding against the danger of fire. Furthermore, the mutual company is the natural competitor of stock companies.

We therefore recommend the passage of a law which will more definitely prescribe the operation of the "County" or "Farm Mutual," thus encouraging the organization of additional companies of this character.

We favor the passage of a law giving definite authority and prescribing the mode of operation of mutual companies doing business generally throughout the State. We also favor a law permitting the admission of strong mutual companies of other States, and prescribing the standards which they must reach before coming into this State.

### IS THERE A FIRE INSURANCE TRUST?

The belief has grown to be general in the business world that there is a fire insurance trust, formed for the purpose of controlling the rate of premiums to be charged the insured, and for other purposes beneficial to the company, and sometimes, if not always, detrimental to the insuring public.

Whether this is true or not is a matter that is not easy of determination. There are many things that serve as pointers or circumstances tending to establish this fact, and yet this is most positively denied by the companies themselves, as well as by their agents, many of whom we know to be men of the highest character and strictest integrity.

There have been some strong reasons to believe that these companies had formed a trust, prior to the passage of the anti-compact law, and this belief, supported as it was by the fact that all the companies were writing upon the same schedule of rates, and that under the Kentucky and Tennessee Board, which originally had the fixing of rates in Tennessee, agents were penalized by having heavy fines assessed against them, should they dare to vary from the rates fixed by that board, caused the passage of the anti-compact law by the Legislature in 1905.

### ANTI-COMPACT LAW.

The anti-compact law, referred to in the preceding part of this report, passed by the General Assembly of the State of Tennessee in 1905, being Chapter 479 of said Acts, provides, in effect, as follows:

"That it shall be unlawful for any two or more fire insurance companies doing business in Tennessee, or any two or more agents or representatives of fire insurance companies doing business in Tennessee, to enter into any contract, compact, or agreement looking to the maintaining of any specific rates to be charged for insurance on any property located in this State; provided, that this Act shall not be so construed as to prohibit the formation of associations of fire insurance agents in any city, town or county in this State for the purpose of minimizing expenses by the employment of joint inspectors or experts for preparing rating schedule and designating improvements, with a view to the reduction of the cost of insurance; provided, that all rates which may be suggested through such associations shall be advisory only, and not binding on any member thereof;" and further providing the penalty for the violation thereof.

The effect of this Act was to force the Kentucky and Tennessee

Board of Underwriters to retire from the State of Tennessee, and to cause the companies to make some other arrangements to fix the rates of premiums to be charged. The companies, through their agents, in the four large cities of the State, have employed expert inspectors, as they are called, but who are, in reality, not only the inspectors, but the rate makers for the companies in those cities, and while the inspectors appear to be following the law, and fix their rates only for advisory purposes, and with no intent to undertake to force the agents to use their rates, yet in a great majority of cases the rates advised by the inspector appear to be followed by the companies. It is contended by students of the fire insurance question that so long as a State has a high loss ratio and is therefore not a profitable field, the companies will adhere generally to advisory rates, except in the matter of highly preferred risks, but that when a State becomes a profitable field, the inevitable result is to bring about more or less competition in rates.

Outside of the four big cities a certain organization known as the Tennessee Inspection Bureau, located at Nashville, undertakes to make advisory rates or estimates, which are furnished to companies which are subscribers to the bureau. This bureau was established soon after the retirement from the State of the Kentucky and Tennessee Board of Underwriters. The evidence shows that much of the data of the K. & T. Board of Underwriters concerning Tennessee was acquired by the Tennessee Inspection Bureau. About two-thirds of the companies doing business in the State are subscribers to the Tennessee Inspection Bureau, and are paying to that bureau, in return for services received, one and one-half per cent. on premium receipts from the territory supposed to be covered by the bureau, being the territory outside of the four larger cities.

Whether the rates fixed by the Tennessee Inspection Bureau are valuable to the companies or not, where the bureau has not made a personal inspection, seems hard for this committee to determine, for the reason that we fail to see the value of the rates of any rate-making company until an expert has inspected and passed upon the risk, and yet, as a matter of fact, the proof clearly shows that many of the companies began to pay the Tennessee Inspection Bureau one and one-quarter per cent. of its gross premiums in the territory under its jurisdiction before that bureau had inspected more than one or two towns in the State, and therefore, this fact tends to convince this committee that there must have been at least a tacit understanding, if nothing more,

upon the part of the companies, to follow some uniform rate of premiums throughout the State of Tennessee.

This Committee would further suggest, that it seems to be decidedly the opinion of not only the best and most intelligent insurance agents throughout the State of Tennessee, but also of the best-informed citizens that appeared before our Committee, that the rating experts who fixed the rates of premium to be charged on the property of any locality, should live in the vicinity, or community, and who understood the physical as well as the moral risk surrounding each piece of property in the neighborhood.

The Insurance Commissioner is of the opinion—and he is in a position to know—that the anti-compact law has done much good “in preventing concerted advances and preventing censorship of rates charged, and preventing the penalizing by other companies of any company which does not follow the given rate,” and on this we concur in his opinion.

We further agree with him when he says, with reference to this law:

“It is founded upon sound public policy as consistently enunciated through other laws of the land. If by any amendment to the law its purpose can be made more effective, such amendment should be had.”

We therefore recommend that the anti-compact law remain on our statute books, as at present, with such additional amendments as shall make its enforcement more certain and effective.

#### RESIDENT AGENTS LAW.

The resident agents law, which was enacted in 1899, requires every policy of insurance, written on property in Tennessee, to be countersigned by a resident agent of the State, who shall receive the full commission thereon. The purpose of this law was two-fold in its nature: first, to protect our agents at home, and prevent the companies from writing business over their heads, and thereby cutting them out of the commission which they believed themselves to be justly entitled to, and, secondly, to more effectively collect the taxes due the State on all insurance premiums, by thus causing these policies to be countersigned by an agent in the State, thus making it a Tennessee contract, and constituting the premiums received as money collected on insurance written in Tennessee, on which the tax of two and one-half per cent. in favor of the State could be collected, and thereby solving the question as to whether or not the companies would be liable for premiums received on contracts of insurance on Tennessee

property, where the contract was made in another State. While we commend both of the motives that inspired the passage of this Act, yet this committee has heard much complaint throughout the State from those seeking insurance, that this law has had the effect at times of preventing them from placing advantageous contracts abroad, and that, too, in some cases, when they could not get the insurance at all in the resident agents' companies. Therefore, we must again concur with the Insurance Commissioner in his conclusion upon this law that "the general public is entitled to first consideration, and any special consideration to any class must yield to the general interest," and therefore a majority of the committee recommends the repeal of the resident agents law.

#### LOSS RATIOS IN TENNESSEE.

In conclusion, on the question of fire insurance, we would say, that from the reports of the companies doing business in this State for the past twenty years or more, it appears that the fire insurance business has not been generally profitable if the claim of the companies as to the heavy expense ratio is considered. The special cause for this is altogether problematic, but the general reason assigned therefor is because of the large fire waste in Tennessee. Of course, it goes without argument that the fire waste is not only the basic reason for wanting the insurance by the public, but it is, indeed, the basic principle upon which the rates are fixed, and it necessarily follows that in a State whose loss ratio is above the average, as that of Tennessee, the rates will be much above the average of the rates charged in other States.

We have therefore recommended the passage of laws that will cause better buildings to be erected, and safer flues and chimneys to be constructed, in order to reduce this fire waste as much as possible. And we further recommend to the various towns and cities throughout the State that they enact such building laws, and maintain such fire departments, within the scope of their ability, as will materially aid the State of Tennessee in its effort to reduce the great fire waste in this State.

But this committee would further respectfully submit that, in their opinion, one of the reasons why the companies, as a whole, have failed to make any money in Tennessee, as well as in some other States, is because of the fact that they permit the expense ratio to become too heavy. And while we all admit that we know practically nothing of the expense of maintaining and operating



a fire insurance company, yet it does appear to us as business men, that from thirty-six per cent. to forty-five per cent. of the gross premiums received is a very heavy expense ratio to be borne by the insuring public.

The companies all claim that the expense ratio ranged within this limit, and that the expenses maintained by them are necessary and essential to the safe and proper management of their companies, but the experience of the mutual companies convinces us that this ratio could be reduced by the application of economical methods.

#### INSURANCE LAWS IN TENNESSEE.

While it is asserted, in a pamphlet issued by the Business Men's League, that Tennessee has the "poorest insurance laws and pays the highest rates, in consequence, of any State in the Union," we must beg leave to differ from that organization upon this question.

Of course, there are some laws on our statute books relative to fire insurance that in our opinion ought to be repealed, as we have in this report heretofore recommended, but in the main the laws on our statute books regulating insurance companies are founded on sound reason and public policy. We also deny that the laws have had anything to do with producing the great fire waste in Tennessee, although the laws which we herein recommend, we believe, will have the effect to reduce the fire waste, to some extent at least. But, certainly, the three-quarter value clause, the iron safe clause, the anti-compact law, and other laws of like character, have had nothing to do with our great fire waste, and therefore but little, if anything, to do with the losses that the companies claim to have had, and no doubt have had, in Tennessee in the past.

Therefore, we desire to go on record as saying that we believe our people to be as just, honorable and trustworthy as the people of other States, while not claiming any higher virtue for them than the people of other States; and that being true, we recommend the passage of such laws as will serve to constrain and prohibit our own people, through negligence, wilful intent, or otherwise, from destroying their own property, or causing loss to the insurance companies; but we likewise desire to go on record as saying that we believe that insurance companies are usually controlled by men who are just as reliable and as honorable as the men who control other large financial organizations, but no more so, and that there is no more reason why the insur-

ance companies should have all laws regulating and controlling their operations repealed than there is that all laws regulating and controlling other public-serving financial institutions should be repealed.

This concludes our recommendation upon the question of fire insurance, arrived at after long, continuous investigation, running over a period of more than twenty days, and we therefore ask the General Assembly of the State of Tennessee to put into laws such recommendations as we have heretofore made, in the belief that it will result in great good to the public, and a financial saving to both the public and the insurance companies.

#### LIFE INSURANCE.

The subject of life insurance, in its ordinary and generally accepted scope, as at present applied, combining as it does both indemnity and investments, presents one of the most complex and difficult problems of modern financial undertakings.

Indeed, so complex and difficult is this question that a large majority of our citizens who put their money into life insurance contracts understand but little, if anything, about the nature of their contract, and the amount they are to receive from the insurance company in case they live to the termination of the contract period, and for that reason it is all the more important that the States should exercise some regulating supervision over these contracts to see that the public is honestly treated by these big companies.

"The investigations of life insurance companies that have taken place during the last two years, with the consequent revelation made thereby as to improper conduct of some of the companies, seem to have aroused the insurance commissioners of the various States, and properly, to vigorous efforts for the protection of policyholders in their respective States generally. It became evident to these gentlemen and to the public that new legislation for the proper regulation and government of life insurance companies was necessary. Even our Federal government became solicitous and interested to such an extent that the President of the United States, realizing the necessity for such legislation, and recognizing the importance of having such legislation by different States uniform, urged that conferences of State Commissioners, as well as Governors of States and their respective Attorneys-General, should be held for the purposes stated."

"Such conference was called and held at Chicago, in February, 1906, and after careful deliberation extending over a week,

a committee of fifteen of the most prominent Insurance Commissioners was appointed to further confer and to recommend to the Legislatures of the different States for enactment such laws as to them seemed appropriate and valuable toward the desired end of protection to policyholders."

It is a matter of considerable pride, or at least should be, to the citizens of this State, that our own Commissioner of Insurance was not only a member of this Committee of Fifteen, but is regarded by the insurance world, and all other thinking persons who have followed the deliberations of that committee, as one of the strongest men on that committee. Therefore, we feel that it would be a radical presumption on our part to undertake to improve upon the conclusions of that committee, after it had devoted a year of thought and consideration to these complex questions, and had had four meetings, spending weeks in thorough discussion of what these recommendations should be.

We will, therefore, treat all the bills that have been introduced that are in harmony with the recommendations of the Committee of Fifteen in one group, with the exception of two or three of the bills that will be treated later under a separate head, and give our special reasons therefor.

#### COMMITTEE OF FIFTEEN BILLS.

The bills that are in harmony with the recommendations of the Committee of Fifteen, with some slight changes, are Senate Bills Nos. 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186 and 187. Most of the conservative companies have but little objection to any or all of these bills, and are now willing that the recommendations of the Committee of Fifteen, which have been presented to this Legislature, may be passed.

There are, however, some objections to all or some parts of the following bills, by some of the conservative companies as well as by other companies. These bills are Nos. 176, 178, 182, 183, 184, 185 and 186, and consequently they will be considered separate and apart from the other bills which have been endorsed by the Committee of Fifteen.

Practically all of the bills endorsed by the Committee of Fifteen seek to regulate, limit or define the rights and liabilities of insurance companies, and to prohibit and forbid misrepresentation and abuse on the part of the companies.

The bills to which there have been no valid objections presented to this committee are as follows: Senate Bill No. 177, To regulate disbursements of life insurance companies; Senate Bill

No. 179, To limit the provisions of an insurance contract; Senate Bill No. 180, To define the status of persons soliciting insurance; Senate Bill No. 181, To prohibit the use of the funds of an insurance company for political purposes; and Senate Bill No. 187, To regulate the retirement of the capital stock of life insurance companies.

Without going into detail as to the merits of these various bills, this committee would report that in their opinion all of these bills just referred to are along the lines of reform that is essential at this time to regulate life insurance companies, and we therefore recommend that they be passed by this Legislature.

#### STANDARD FORM OF LIFE INSURANCE POLICIES.

Your Committee deems this bill, being Senate Bill No. 176, of far less importance than most of the other bills that have been considered by them. However, we will give you what we consider the controlling reasons why this bill was introduced, and some of the possible advantages to result therefrom.

The argument offered in favor of the standard form is that the insurant may know what he is getting, and that when he is advised that he is using the Tennessee Standard Form he feels more secure in his contract because of the fact that the Legislature, in its wisdom, has placed the stamp of its approbation upon this form and pronounced it sound and fair to the insured.

This is in a large measure sentimental, for the reason that in our opinion men who buy insurance are influenced by the reputation of the company with which they are dealing, and the agent with whom they do business, more than they would be by any enactment the Legislature might pass, which merely places the stamp of approval upon the form of contract. But if the standard form is worth anything at all, it would not only be permissible, but enforceable. This bill merely makes it optional with the companies to use the standard form, or not, as they prefer.

It is a well known fact that all forms of policy are calculated upon the standard mortality tables, therefore every dollar premium paid by an insurant for one form of policy purchases practically the same value, or benefit, when on the same interest rate basis from an actuarial standpoint, as would be purchased under any other form of policy issued by the same company. Therefore, all policies being issued from the same actuarial basis, any policy written by any reputable company could be commuted into

a cash policy in which the terms would be, dollar for dollar, the same as they would be if a standard form of policy had been purchased.

If the standard provisions are enacted into a law, companies doing business in Tennessee would be enabled to place upon their policies "Tennessee Standard Provisions," so that every policyholder would know that he was purchasing a policy with all of the provisions required by the State and with none of those excluded by the State.

We therefore recommend that Senate Bill No. 176 be not passed, but that the standard provisions for Tennessee be enacted, and that all companies be required to use them.

#### EXPENSE OF PROCURING BUSINESS.

The history of practically all life insurance companies is, that it takes from one hundred to one hundred and fifty per cent of the first year's premium on all policies to place the business on the books of the company, and therefore it is quite clear that in many instances, if not all, where the insured fails to pay his second premium, or, as it is termed, "drops out," at the end of the first year, the company actually loses money by virtue of the contract with such an assurant. For this reason, the persistent policyholder has to bear the loss occasioned by the assurant who forfeits or surrenders his policy at the end of the first year, because the first year's business being written at a loss, and the policyholders being the ones who pay all the expenses, the loss, of course, is compelled to fall upon the persistent policyholder.

To correct this wrong to the persistent policyholder, and equitably distribute the expense of each contract, so that one class of policyholders would not have to carry the burden that belongs to another class of policyholders, the actuaries have formulated many plans and devised many schemes, looking to the solution of this important problem of life insurance.

#### ELEMENTS OF AN INSURANCE PREMIUM.

An old-line legal reserve life insurance premium consists of three elements, namely: The mortality element, or the amount necessary to pay death claims; the expense element, sometimes called "loading," out of which the expenses of the company are paid; and the legal reserve, or that sum of money which if contributed a certain number of years, and supplemented with com-

pound interest thereon, at a given rate of interest, will accumulate an amount equal to the face of the policy.

The two elements, known as the legal reserve and the mortality fund, constitute what is known as the net premium, or the actual costs of the risk. The expense loading, of course, is simply an element to be used for paying the expenses of the company, and the assured is not supposed to derive any other or further benefits from this fund.

The legal reserve constitutes the largest element in the premium, and the company is required by law to keep it intact, and it is not to be disturbed except in case of the death of the insured or the lapse of the policy.

Under the old plan, when what was known as the tontine method of insurance was in vogue, under which system the policyholder never participated in the reserve, if he lapsed before the end of his tontine period, all of the accumulations resulting from lapses were placed in the "surplus fund," presumably for the benefit of those who remained faithful to the end of their tontine period.

The result was the companies built up large surplus accumulations that were held up to the world as assets belonging to the company, and they claimed the right to use such surplus as they saw fit, provided, of course, it was for the benefit of the company.

As competition grew stronger, and these great companies entered into a mad rush for great volumes of insurance, it became necessary to pay more for business in order to realize their radical expectations, and high pressure methods were employed by the companies to obtain business, and it thereby soon became apparent that these companies could not place the business on their books with the expense loading of the first year's premium, so they devised a scheme of using all of the first year's premium except the mortality element, which is very low the first year, in placing the business on their books, and borrowed from the big surplus fund which had been created under tontine methods, the necessary amount to make the legal reserve good on all first year policies.

This was a well devised scheme of robbing Peter to pay Paul, by taking out of the surplus fund, which belonged to the old policyholders, a sufficient sum of money to make good the deficit created by the contracts of the new policyholders.

#### EVILS OF THE SYSTEM.

Under the light of recent investigations by the Armstrong Committee in New York, as well as the further development of

life insurance studies by the public, it has become apparent that two great evils had grown up in the life insurance business. One was the very large "surplus," which the companies were allowed to accumulate, without being compelled to make any specific accounting for it, either to the policyholders or to the insurance departments of the several States. The second evil was the immense cost of the new business, which the practices of the old companies with large surpluses had inaugurated, and which the younger companies were compelled to follow, or else be put out of business by the stronger ones, who not only had the surplus, but were willing and ready to use it, and did use it, to obtain new business.

#### PRELIMINARY TERM SYSTEM.

To correct this evil, much thought and study has been given to the question of "paying for first year's business" in a proper and equitable way, by the best actuaries of Europe and America.

A number of systems have been devised, too numerous to be mentioned here, but the one that has met with most favorable consideration, especially among the young companies, is what is known as the "Preliminary Plan System," which operates substantially as follows: All of the first year's premium on all policies, including the mortality element, the legal reserve element, and the expense element, is divided into two funds, consisting of the mortality fund, for the first year, which is always very small, and the expense fund which constitutes, in this case, all the balance of the premium for the first year, except the small mortality element, thus giving to the companies the right to use practically all of the first year's premium for expenses.

However, this can only be done by writing a one-year contract—for a one-year policy carries no reserve, and therefore the companies using this system divide their contracts into two terms, consisting of a contract for a term of one year, with non-participating benefit, save protection through the mortality fund, with the option on the part of the insured to continue his contract for the balance of the term stated therein, with full legal reserve, and participating privileges, for the remainder of the life of the policy.

In other words, this system provides for a one-year ordinary life contract, in which the insured pays a small sum for insurance and a large sum for the running expenses of the company, and begins his second year in no better condition than when he first took out his policy, except that he had one year's protection.

While this system has been much used by the young companies, and has no doubt saved many of them from wreck and failure, yet it has been criticised almost, if not quite as much, as the extravagant system of the old line companies, or rather the big companies, which borrowed from the surplus fund belonging to the persistent policyholder, to pay the expenses of placing new business on the books of the company at a loss.

#### MODIFIED PRELIMINARY TERM.

So the "Modified Preliminary Term Plan" was inaugurated, whereby the preliminary term plan was allowed on all policies that carried a small reserve, but only a part of the reserve was permitted to be used on the higher priced policies, which carried much larger reserve. Thus under the "Modified Preliminary Term Plan," the companies are permitted to use, for instance, on an ordinary life policy, the full preliminary term system, but on higher priced policies, where the reserves are much more, the companies are permitted to use only that part of the reserve that is equal to the reserve belonging to the ordinary life, and are required to place in the reserve fund the excess of reserve in these higher priced policies, over that belonging to the ordinary life.

Sometimes the standard is fixed by the twenty-pay life, instead of by the ordinary life, and that is the standard fixed in the standard form of policy provided for in Senate Bill No. 176, which is even a more liberal system than where the ordinary life is used as a standard, because the reserve in a twenty-pay life is much larger than in an ordinary life policy.

There is but little doubt that the modified preliminary term plan is a very liberal one for the old companies, and certainly furnishes them all the "loading" for the first year that they need, and possibly much more than they should have, but with the young and small companies, who have no surplus to draw on, and who likewise have much opposition on account of their assets not being equal to the older companies, probably more latitude should be given to them, for the reason that inasmuch as the most of their business is new, and the lives on which their policies are written are more recently selected, their mortality is not so great, and more liberality can be extended to them, in their expense element, as it will be to a large extent saved in their actual mortality losses.

The committee recommends that the modified preliminary term provisions in the bill containing standard provisions be amended so as to permit the release of the reserve on twenty-pay life



and twenty-pay endowment policies, and that on policies having higher premiums than twenty-pay life, a reserve be required up to the extent of the difference between the reserve on the high-priced policy and the reserve on the twenty-pay life.

#### SALARIES OF INSURANCE OFFICERS.

Senate Bill No. 178 is designed to regulate and limit the salaries and compensations of officers, trustees, agents and employees of life insurance companies, and to prohibit the granting of pensions by life insurance companies.

The purposes of this bill are to prevent extravagance, and the improper use of the funds of an insurance company, and to that end this bill should be commended.

But Section 2 of said bill provides that no salary shall be paid any officer of an insurance company more than fifty thousand dollars per annum, and further provides that in case any insurance company shall pay any of its officers, as a salary, more than that sum, said company shall not be permitted or licensed to transact business in this State.

Since the Armstrong investigation in New York, and it has been shown the immense salaries that many of these presidents and vice-presidents were receiving from these companies, the amount of which in some instances reached as high as one hundred and fifty thousand dollars per annum, and since the public has in a very large measure condemned this extravagant practice, most of the companies have voluntarily reduced the salaries of their officers to fifty thousand dollars per annum, or less, and there now remains, as this committee understands, but three companies that pay any of their officers more than fifty thousand dollars per annum, and they are among the largest companies, we believe that it is a proper function of legislation in the interest of policyholders to lay a restraining hand upon any highly unreasonable extravagance on the part of the management handling the funds of policyholders, it being impossible for policyholders to protect themselves in this regard, except by lapsing their policies, and by so doing they would forfeit equities to which they are entitled.

A majority of your committee therefore recommends the passage of the bill above referred to without amendment.

#### SENATE BILLS NOS. 182, 183.

Senate Bills Nos. 182 and 183 will be considered together, for the reason that they bear upon kindred subjects, Senate Bill

No. 182 being a bill "to prohibit corporations and stock companies from acting as agents or representatives of insurance companies," and Senate Bill No. 183 being a bill "to prohibit life insurance companies, their officers and agents, from making employment contracts, and from giving, selling or purchasing stocks, bonds, or other securities in any corporation, association or partnership, or profits to accrue thereon, as inducement to sell insurance, or in connection therewith.

Of all the various laws introduced into the divers States at the present session of the Legislatures, and of all those which have been passed in the past two years, no other laws have been so universally and earnestly endorsed by the Insurance Commissioners, and by those who know the actual situation, as those laws which tend to prohibit the giving of special or board contracts with policies of insurance, or stock-jobbing schemes—that is, the sale of the capital stock of insurance companies as an inducement to the taking of insurance, and corporate agency schemes, with the same end in view, whereby a general agency is obtained by some one, with no special value at the time it was obtained, and said agency incorporated at a very large figure, and its corporate stock sold even up into the millions, with no limit to the estimated returns from such schemes; but which returns in fact depend altogether and alone upon the efforts of this general agent, and those whom he can get enlisted with him, together with the honesty and integrity of these agents and their liberality to divide the profits of their agency with their policyholders.

That these agency companies and board contract schemes have been detrimental to the public, and injurious to the policyholders, is evidenced by the fact that the insurance departments of Colorado, Indiana, Ohio, Illinois, Kansas, Massachusetts, Missouri, Delaware, Connecticut, Idaho, Wisconsin, Vermont, Iowa, and many other States, along with our own Commissioner, have, more than once, and in no uncertain terms, denounced them as wrong in principle and against public policy.

The same objections are true as to the sale of stock in the parent company, when it is sold as an inducement to or in connection with insurance contracts. This is true because of the fact that one is held out as a part of and in connection with the other contracts, the agent himself insisting that the purchase of one makes the other contract more valuable.

The committee recommends the passage of both of the above bills.

#### MISREPRESENTATIONS OF LIFE INSURANCE AGENTS.

Senate Bill No. 184 is intended to prevent the issuance of any circular, estimate, or illustration by an insurance company, that misrepresents the terms, conditions or character of any policy of insurance; or the benefits, advantages or dividends to be received thereon; and also to prevent life insurance agents from misrepresenting, orally or otherwise, any of the terms, conditions or character of any life insurance policy sold to a citizen of this State, or the benefits, advantages or dividends to be derived therefrom; and the bill further provides that any company indulging in this practice may have its authority to do business in the State revoked by the Insurance Commissioner, and any agent indulging in these practices may have his license revoked, and, further, that any citizen who has been thus imposed upon by any company, or its agent, may, within twelve months thereafter, recover from the company the amount of premium he has paid thereon, with interest.

While the penalties imposed in these cases are rather severe, yet there is no doubt that such legislation is needed to prevent wildcat companies and unscrupulous agents from imposing on the public.

Therefore, we recommend the passage of this bill, being Senate Bill No. 184.

#### ANNUAL ACCOUNTING AND APPORTIONMENT.

Senate Bill No. 185 requires an annual accounting and apportionment of the surplus of all companies doing business in this State, operated on the mutual plan, or in which policyholders are entitled to share in the profit or surplus.

It is quite clear to the thoughtful observer, as has been before stated, that the deferred dividend system has been the cause of much of evil that has existed in the life insurance business in the past, but it is equally clear that much of this evil, under the existing laws in New York and elsewhere, has been eliminated. No company now claims or insists upon the right to write the old tontine policy, as it is now recognized by all companies that the reserve belongs to the policyholders, and the law requires that it shall be kept intact for their benefit.

Although, as above stated, the reserve now belongs to, and is generally credited to, the policyholders, as required by law, has not the policyholder also the right, at proper intervals, to demand an accounting and apportionment of the surplus, which likewise belongs to the policyholder, in order that he may know, from time to time, something of the value of his property?

This would certainly be called good business methods in any other character of investment, and that being true, why is it not good business methods in this character of investment?

The best actuaries are divided in their opinion upon the question of whether it is best to have an accounting and apportionment of the surplus every year, or at longer intervals.

It is said that if the accounting is had every year, it will necessarily fluctuate more or less, because of the rise and fall in the prices of the securities held by the companies, and that this fluctuation will necessarily cause larger dividends to be declared when the price of the companies' securities is inflated, and smaller dividends to be declared when the prices of such securities are depressed, and that consequently this will cause the companies to exert themselves in declaring dividends and inflating the prices of their securities in their reports, in order to outclass other companies in the attractiveness of their reports, to the detriment of the safety of the policyholders.

For these reasons, the majority of the best actuaries generally advise that the best and safest policy is to have an accounting and apportionment at longer intervals than one year, that they may have a series of years from which to strike a general and safe average. For this reason, five years is often recommended, and is generally considered as a sufficient time in which to strike this general average.

Mr. Abb Landis, an actuary of considerable reputation, came before our committee and testified that "the greatest interest for the new company is the building up of a surplus, and that dividends deferred as long as five years enabled it to accumulate such a surplus and to strengthen itself and the security of the policyholders that such distribution periods were the most honest and equitable, both for the company and the policyholder."

Of course, there can be no valid objection to a company having an accounting and apportionment each year, and in case they do so, to pay a dividend each year, as is done by some of the best companies, but yet we are of the opinion that it would be unfair to the younger companies to require them to make an accounting and apportionment annually, and we feel that once each five years is sufficient to guarantee policyholders against any improper use of these funds by the companies.

Therefore, we recommend that all companies writing deferred contracts, with participating privileges, be required to have an accounting and apportionment of its surplus at least once in every five years, and that said surplus, when so apportioned, shall

be charged as a liability against the company, and not credited further as an asset.

#### ACCOUNTING ON PRESENT CONTRACTS.

Senate Bill No. 186 requires that on all participating policies heretofore issued and now in force an apportionment of present surplus be made to these policies, and when so done that the amount shall be charged as a liability against the company and be carried as such instead of a surplus as at present.

It is, of course, recognized that in contracts providing for dividend distributions at the end of certain periods, most of which are fifteen or twenty years, it would be retroactive legislation to require a distribution to participating policyholders of their equities in the present surpluses. But it is contended by those favorable to this measure that it is within the provinces of legislation and in accord with public policy and the interest of policyholders to require that the surpluses of companies which would be affected by this bill, in some cases amounting to vast sums, should be provisionally apportioned to those to whom they really belong, and not left entirely at the disposition of the companies' management.

The objection is offered to the bill that it is retroactive in its effect and impairs the obligations of the parties, and would therefore be of no effect.

A majority of your committee is of the opinion that this measure, if put into effect, would be to the best interest of policyholders. We are unable to see that the contract is impaired in any way, if a policyholder, upon request, can obtain from the company a statement of how he stands at the present time, such amounts as may be to the credit of the policyholder now, being of course subject to all the conditions of the contract until such contract shall reach its maturity.

The bill requires that the company shall send to every policyholder a statement as to his present standing. We suggest, as an amendment, that each company be required to send such statement upon request of the policyholder, and recommend the passage of the bill when thus amended.

#### DEPUTY INSURANCE COMMISSIONER.

Senate Bill No. 249 amends the present law providing for the appointment of a Deputy Insurance Commissioner, and gives him the authority, in the absence or disability of the Commissioner, to acknowledge service of process against any company

under power of attorney lodged with the Insurance Commissioner, and to perform other acts required of the Commissioner. We cannot see that there can be any possible objection to this bill, and recommend it for passage.

#### FUNDS OF DOMESTIC LIFE INSURANCE COMPANIES.

Senate Bill No. 250 is a bill to regulate the investment of the funds of domestic life insurance companies, and in the opinion of this committee the bill is a proper one, and we therefore recommend its passage, with the following amendment added to Sub-section 1, in Section 3, "and the buildings in which its home office is located, and the real estate upon which the home office building stands."

#### SENATE BILL NO. 327.

Senate Bill No. 327 gives the Insurance Commissioner of the State authority to revoke the license of any agent of any life insurance company who violates any of the provisions of Section 28, Chapter 160, Acts of 1895, which is the law regulating the giving of rebates to any person, or persons, by any insurance company or agent.

We recommend the passage of this bill.

#### SENATE BILL NO. 358.

Senate Bill No. 358 is a bill to require life insurance agents who shall receive from any person in this State any money, promissory note or other valuable thing in payment of any premium on any life insurance policy, prior to the issuance of said policy, to return to such person the said money, promissory note or other valuable thing within thirty days after the company to which the application is made for insurance declines to issue said policy, or within thirty days after said applicant refuses to accept said policy, provided he has a valid legal excuse for so refusing.

The bill is so manifestly just that this committee takes pleasure in recommending it for passage.

#### 70 PER CENT RESERVE INVESTMENT.

Senate Bill No. 251, being House Bill No. 317, requires that all life insurance companies doing business in the State of Tennessee shall be required to keep at least 70 per cent of the legal reserve fund belonging to Tennessee policyholders invested in securities in the State of Tennessee.

The purpose of this bill is to prevent the accumulation and centralization of money at the home offices of the companies, especially New York companies, thereby preventing so great opportunity being given to those companies of improper use of such funds, as some New York companies were found guilty of having engaged in in the past.

Of course, it is not insisted that this bill, if passed, would go very far in remedying the evil of centralization of the funds of these great companies, unless other States should follow the leadership of the Tennessee Legislature and enact similar laws.

We agree with the following statement of the Insurance Commissioner:

"I believe the concentration of vast amounts of trust funds in one financial center and the investment thereof in manipulative securities constitutes a serious menace to the public welfare. Any movement, either legislative or otherwise, which would have a tendency to check such concentration could not redound otherwise than to the public good, as well as to that of policyholders."

We are further impressed with the statement made in connection with this matter, that those companies which have the largest per cent of their reserves invested in real estate loan securities afford the best returns to policyholders. We believe it is unfair to policyholders in this State that trust funds belonging to them should be invested elsewhere when higher rates of interest could be secured on safe investments in Tennessee. A majority of your committee, therefore, recommend the passage of the bill, with such amendments as will obviate any injustice to the companies, and at the same time not destroy the principle of the bill.

#### STATE INSURANCE.

This committee also had referred to it the question of whether it was feasible, advisable and constitutional for the State of Tennessee to enter into the fire insurance business, under Senate Joint Resolution No. 22, introduced by Senator Cox.

Said resolution is in words and figures as follows:

#### SENATE JOINT RESOLUTION NO. 22.

*"Be it Resolved by the Senate, the House concurring, that the Joint Insurance Committee heretofore authorized to sit during recess for the purpose of investigating questions of insurance and reporting thereon, be and it is hereby authorized and directed to consider and investigate the feasibility, advisability and constitutionality of the State of Tennessee, through its insurance*

department, assuming and carrying the fire risks of its citizens and business interests of the State and make report thereon to this General Assembly."

The question of the constitutionality of the proposed venture was referred to Charles T. Cates, Attorney-General for the State of Tennessee, and his answer is as follows:

NASHVILLE, Feb. 23, 1907.

*Hon. I. L. Pendleton, Chairman, Insurance Investigating Committee of the Fifty-fifth General Assembly, Nashville, Tenn.*

DEAR SIR: In response to the resolution of your committee, requesting "an opinion on the question of the constitutionality of the insurance department assuming to carry the fire risks of its citizens by collecting premiums on fire risks and paying fire losses out of the funds arising from said premiums," and confining myself solely to the legal aspect of the question, I beg to advise you:

First: The domain of legislation by the General Assembly and its power thereover are restricted only by the Constitution of the State and United States.

Second: Under the inhibitions of the State Constitution, either express or arising by necessary implication, it is not within the power of the Legislature to pledge the credit of the State or levy a tax for the purpose of carrying fire risks upon, or paying losses by fire to, the individual property of citizens of this State.

Third: Just what is meant by the question as stated, to-wit: "The constitutionality of the insurance department assuming to carry the fire risks of its citizens by collecting premiums on fire risks," etc., is not altogether clear to me.

If it was meant to inquire whether the Legislature has power to authorize the insurance department to enforce collections against the will of the citizens, or, to state it differently, to compel the citizens to enter into a scheme of insurance to be controlled by the Insurance Commissioner, my answer is that such power cannot be constitutionally exercised by the Legislature.

But if it was meant to ask whether the General Assembly may confer lawful authority upon the insurance department to collect premiums paid by persons who have voluntarily entered into an agreement with others for the purpose of carrying their several fire risks, and to apply such premiums to fire losses, in the manner and to the extent stipulated in an agreement entered into by persons paying such premiums, my reply is that, in my



opinion, the constitution contains no inhibitions upon the exercise of such power by the Legislature.

You will, of course, understand that this opinion is to be confined to the question of the power of the Legislature as an abstract legal proposition—the manner in or by which such power might be enforced is an entirely different question, in respect of which no opinion is or should be expressed in advance of a statement setting out the method or plan in detail.

Very respectfully,

(Signed)

CHARLES T. CATES, JR., *Attorney-General*.

We take up the questions submitted us for report:

(1). As to “the feasibility of the State, through its insurance department, assuming and carrying fire risks of its citizens and business interests of the State.”

The committee can reach no other conclusion than that such a plan is entirely feasible. The fact that government insurance is now in successful operation in other countries is ample evidence of that fact.

(2). As to the advisability of the inauguration of such a plan, the chief arguments advanced against it are the arguments offered against public ownership of any business, to wit: that it would savor of paternalism; that it would be governed by politics, and favoritism, and be extremely hazardous.

Your committee is of the opinion that some of these objections are based on possibilities and not probabilities, and that in considering this or any other matter, the greatest good to the greatest number under an administration of any law by sound and honest judgment should be the determining factor.

The loss of a building by fire is a disaster, both to the public and to the individual. The fundamental principle of insurance is the distribution of that disaster, so far as the individual is concerned, over a sufficient number of premium payers as to bring into play the law of average and cause the burden not to be too onerous upon any one who helps to bear it.

It seems to us that it is entirely proper, as a function of government, that the State, for the benefit of its citizens, should permit the use of its offices and powers to guarantee to the property loser indemnity by the distribution of the loss among other property owners of the State who are recipients of the same guarantee.

Further, we are not willing to admit that politics and favoritism would control in the system suggested.

It occurs to us that in this connection it is only necessary to

point to the markedly successful administration of the present business affairs of the State. We feel justified in making the assertion that no favoritism is shown in the conduct of the business affairs of the State at the expense of the public interest or public service. The State has no difficulty in obtaining the services of honest, patriotic and efficient men to perform any special public service.

As to the objection that the inauguration of such a system would be a hazardous undertaking from a financial standpoint, to the State, we have this to say: If such an objection is predicated upon the theory that the State would undertake to carry all the insurance of its citizens, the objection might be well founded, for the reason that a conflagration in one of the large property centers might prove exceedingly disastrous. We would not deem it advisable that the plan be inaugurated on the theory of assuming all the risks in the State, but if adopted it should develop gradually by the application of sound underwriting principles, the cardinal points of which are that a sufficient amount of distributed risks on each class of property should be had to bring into play the law of average, and that excessive liabilities should not be assumed in any district subject to one fire. The term "excessive liability" is a relative one. What would be an excessive liability to one organization of small size would not be so with an organization of greater size.

With the successful operation of State insurance on sound lines, an emergency or conflagration fund over and above reserve and other surplus funds could be accumulated and set aside, and thus gradually justify the extension of greater insurance privileges by the State to property owners in the congested districts of the larger cities, until all the risks of all our people could be carried by the State.

Your Committee finds itself impressed with the belief that the inauguration of a system of State insurance would be of positive and great benefit to property owners of the State in the matter of premium rates, and could be also of great benefit to the State government in a financial way.

There are two great elements which constitute the major burden upon insurance premiums, to wit: fire losses and the expenses of operating the business. We do not see that it can be successfully denied that these two elements under State insurance could be very materially minimized. It is admitted that the moral hazard on fire insurance is a large and uncertain factor contributing to losses. The State, when it becomes the insurer, will be in position to guard against this moral hazard by the punishment

of incendiarism, and by requiring the exercise of care in protection against fire, and would furthermore receive moral support from the citizenship generally of any community where it would have contracts of insurance.

On the other hand, the companies admit that they are well nigh powerless to protect themselves against the moral hazard when it is brought into play, and complain of encountering an antagonistic spirit in the various communities of the State when any question is raised as to any loss which has occurred.

We have previously commented on the expense ratio incurred by the companies in conducting the business of fire insurance. If the proposed plan of the State carrying insurance should be put into effect, the expense incident to its operation in all probability could be reduced as much as 50 per cent., and possibly more. The State has machinery of government already in operation throughout the various counties, and this machinery could be used at comparatively small cost wherever desirable.

Another advantage would be that the reserve fund could be invested in the State, and thereby benefit both the State and the policyholders. The State could also fix the standard of valuation, both of taxes and insurance, at the same time, and thereby correct two evils. The Attorney-General, in his opinion, says that "it is not within the power of legislation to pledge the credit of the State or levy a tax for the purpose of carrying fire risks or paying losses by fire to the individual property of citizens of this State." Under this view, policies could not be guaranteed, so far as the general credit and powers of taxation of the State are concerned, but in the judgment of your Committee the Legislature could appropriate from the funds in the State Treasury not otherwise appropriated a sufficient sum to be set aside as a guarantee fund to be held for the purpose of protecting contracts of insurance issued, the liability of the State to be limited to the amount thus appropriated.

Therefore, a majority of your Committee favor and recommend the passage of an act along the lines suggested in the resolution under which we were instructed to investigate this question, to wit: that the Insurance Department of the State be authorized to issue, in the name of the State, under such terms and conditions as are in keeping with sound insurance principles, contracts for indemnity against loss by fire to property owners of the State, and that the sum of \$250,000 be set aside as a guarantee fund for this purpose.

We further recommend that specific permission be given for

suit to be brought by the assured under this plan, against the State, in any court of competent jurisdiction, in case of contest over loss.

[SIGNED]

JOHN I. COX,  
W. T. THOMAS,  
W. H. POTTER,  
H. M. CANDLER,  
*Secretary of said Committee;*  
GEO. R. KENNEY.

I concur in the above report so far as it relates to fire insurance, with the exception of the recommendation as to three-quarter value clause, which clause I do not think should be legalized, even as to stocks of goods.

I also reserve any report on life insurance.

[SIGNED]

FRED L. SCHUBERT.

House Bill No. 973, To allow use of convict labor in development of Herbert Domain.

Passed third reading by the following vote:

Ayes .....	57
Noes .....	11

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Corn, Cottrell, Dickens, Dixon, Drummond, Edens, Everett, Fielder, Galloway, Gill, Hardin, Holman, Horton, Householder, Howell, Hudson, Jestes, Kenney, Lane, Largent, Lipscomb, Marr, Matthews, MacFarland, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Puryear, Rowan, Sampson, Schubert, Shea, Sneed, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—57.

Representatives voting no were: Messrs. Armitage, Cummings, Groner, Harris, Jackson, Johnson, Kinsland, May, Scott, Smith and Stainback—11.

A motion to reconsider was tabled.

#### SPECIAL ORDERS.

Mr. Stainback moved that the afternoon of April 10 be given to consideration of insurance bills.

The motion prevailed.

Mr. Wiggs moved to make House Bill No. 216, To increase jailors' fees, be made special order at 10:45 A. M., April 10.

The motion prevailed.

Mr. Matthews moved to make House Bill No. 592, To prevent charge for meter rent, be made special order at 11 A. M., April 10.

The motion prevailed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 432, To direct proper application of certain tax collected by Hamblen County; Senate Bill No. 434, To authorize Hamblen County to levy special tax; Senate Bill No. 585, To prohibit enticing away of laborers; Senate Bill No. 661, To repeal charter of Summertown; Senate Bill No. 662, To incorporate Summertown; Senate Bill No. 675, To create school district in Lawrence County; Senate Bill No. 682, To amend charter of Nashville; Senate Bill No. 718, To amend charter of Big Sandy; Senate Bill No. 753, To amend charter of Cookeville; Senate Bill No. 756, To authorize subordinate lodge of I. O. O. F. to mortgage their real estate. All passed by the Senate.

Also to return House Bill No. 324, To amend Act to regulate practice of dentistry; House Bill No. 418, To create Assistant Attorney-General for certain districts; both substituted for Senate bills on same subject and passed by the Senate.

Also to return House Bill No. 696, To create school district in Sumner County; House Bill No. 779, To create school district in Dyer County; House Bill No. 742, To create school district in Hardin County; House Bill No. 730, To restore Palmetto School District in Marshall County. All passed by the Senate.

Also to return House Bill No. 674, To provide road law for Sumner County. Tabled by the Senate.

Also to return House Bill No. 694, To prohibit erection of wooden buildings near court house in certain counties; House Bill No. 695, To amend Act to prohibit sale of articles less than cost to manufacture. Both substituted for Senate Bills on same subject and passed by the Senate.

Also to return House Bills Nos. 50 and 845, and House Joint Resolution No. 50, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Mr. Matthews moved to make House Bill No. 460, To require street railways to provide fenders, special order at 10 A. M., April 11.

The motion prevailed.

Thereupon the House adjourned until 8 o'clock to-night.

## NIGHT SESSION.

The House met at 8 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the roll call was dispensed with.

### SENATE BILLS ON THIRD READING.

Senate Bill No. 507, To amend charter of Nashville relative to City Judge.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 343, To authorize certain counties to establish work-houses.

On motion, Senate Bill No. 239, on same subject, was substituted for House Bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 933, To amend Act providing for powers of certain municipalities.

On motion, Senate Bill No. 682, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 765, To prescribe width of stone to be used on certain roads.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 761, To legalize primary elections in Davidson County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 378, To amend Act creating school district in Hardeman County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,000, To amend Act incorporating Pulaski.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,043, To incorporate Elkton.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 772, To amend Act relative to County Judge of Tipton County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 673, To change line between Bedford and Moore Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,027, To amend Act incorporating Spring City.

Passed third reading.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 776, To create and regulate office of County Judge of Bledsoe County.

On motion, the House concurred in the Senate amendments.

House Bill No. 910, To amend charter of Nashville relative to Board of Education.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 503, To create school district in Wilson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 880, To amend Act incorporating Binghamton.

On motion, Senate Bill No. 741, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 881, To authorize Binghamton to issue bonds.

On motion, Senate Bill No. 744, on same subject, substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 882, To amend Act incorporating Binghamton.

On motion, Senate Bill No. 742, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 883, To amend Act incorporating Binghamton.

On motion, Senate Bill No. 743, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 236, To enact stock law for certain counties.

Mr. Puryear moved to amend House bill to conform to Senate bill on same subject.

Thereupon the motion prevailed.

Senate Bill No. 173, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 441, To create school district out of parts of Wilson and Smith Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,045, to incorporate Ethridge.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 520, To extend corporate limits of Lawrenceburg.

Passed first reading.

House Bill No. 1,017, To repeal law relative to land grants.

Mr. Scott moved to make special order at 10:30 A. M., April 12.

The motion prevailed.

Senate Bill No. 680, The general assessment bill.

Passed first reading.

Mr. Horton moved to make House Bill No. 1,006, To create Good Roads Commission, special order at 4:30 P. M., April 10.

The motion prevailed.

Mr. Marr moved to make Senate Bill No. 146, To prevent consumption, special order at 11 A. M., April 11.

The motion prevailed.

House Bill No. 576, To amend charter of Nashville.

On motion, Senate Bill No. 427, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 574, To amend charter of Nashville.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 947, To require certain expenditures.

Passed third reading.

A motion to reconsider was tabled.



RESOLUTIONS-LYING OVER.

Senate Joint Resolution No. 31, To request Governor to call convention of representatives of capital and labor.

On motion, the House concurred in the resolution.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 423 and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

House Bill No. 198, To amend exemption laws.

Mr. Tatum moved to make special order at 10:45 A. M., April 11.

The motion prevailed.

House Bill No. 876, To protect owners of jacks, bulls, boars, etc.

Mr. Tatum moved to make special order at 10:30 A. M., April 12.

The motion prevailed.

House Bill No. 780, To simplify registration of mortgages.

Mr. Tatum moved to make special order at 2:30 P. M., April 12.

The motion was tabled.

Senate Bill No. 336, To amend charter of Humboldt.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 443, To create civil district in Marion County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,059, To amend Act incorporating Hill City.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 670, To amend charter of Waverly.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 671, To amend charter of Waverly.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 672, To amend charter of Waverly.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 633, To create school district in Unicoi County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,007, To require American flags to be purchased for schools in certain counties.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 366, To create Board of Education for Davidson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 365, To repeal Act creating turnpike commission for Davidson County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 917, To change line between school districts in Bedford County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Smith moved to make House Bill No. 601 special order at 4 P. M., April 11.

The motion failed.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 473, To allow Clinton to levy special tax.

Passed first reading.

Senate Bill No. 583, To authorize Loudon County to issue bonds.

Passed first reading.

Senate Bill No. 621, To amend Act regulating compensation of Circuit Court Clerks.

Passed first reading.

#### SENATE BILL ON SECOND READING.

Senate Bill No. 624, To provide road law for certain counties.

Passed second reading; no reference.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 1,060, To amend Act providing Clerk of Chancery Court of Johnson City.

Passed second reading; no reference.

House Bill No. 1,061, To extend corporate limits of Cookeville.  
Passed second reading; no reference.

House Bill No. 1,062, The legislative appropriation bill.

Passed second reading referred to Committee on Finance,  
Ways and Means.

House Bill No. 1,063, To amend revenue act for certain counties.

Passed second reading and referred to Committee on Finance,  
Ways and Means.

House Bill No. 1,064, To create Tenth Civil District of Cocke County.

Passed second reading; no reference.

House Bill No. 1,065, To create Jury Commission for certain counties.

Passed second reading; no reference.

House Bill No. 1,066, To regulate compensation of Clerks and Masters in certain counties.

Passed second reading; no reference.

House Bill No. 1,067, To establish Court of Submission in certain counties.

Passed second reading; no reference.

House Bill No. 1,068, To incorporate Hollow Rock.

Passed second reading; no reference.

House Bill No. 1,069, To create school district in Crockett County.

Passed second reading; no reference.

House Bill No. 1,070, To allow Hamblen County Court to purchase road machinery.

Passed second reading; no reference.

Mr. Peay moved to make Senate Bill No. 24, general school bill, special order at 11:55 A. M., April 11.

The motion prevailed.

Mr. Perry moved that House Bill No. 1,001, To allow County Courts to appropriate money to State and county fairs, be made special order at 11 A. M., April 12.

The motion prevailed.

#### HOUSE BILLS ON FIRST READING.

By Mr. Perry, House Bill No. 1,083, To amend Act providing for management of State printing.

Passed first reading.

By Mr. Hudson, House Bill No. 1,084, To attach Dickson County to the Seventh Judicial Circuit.

Passed first reading.

By Mr. Matthews, House Bill No. 1,085, To fix salaries of penitentiary guards.

Passed first reading.

Mr. Scott moved to make House Bill No. 402, To amend laws relative to opening and closing of courts, special order at 2:30 P. M., April 12.

The motion prevailed.

House Bill No. 1,026, To enact road law for Morgan County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 551, To amend Act incorporating Dyersburg.

Passed third reading.

A motion to reconsider was tabled.

Mr. Scott moved to make House Bill No. 467, To regulate and define separate estate of females, be made special order at 3 P. M., April 12.

The motion prevailed.

Mr. Scott moved that House Bill No. 465 be made special order at 3:15 P. M., April 12.

The motion failed.

Mr. Horton moved to make House Bill No. 117, anti-pass bill, special order at 3 P. M., April 11.

The motion prevailed.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 514, 412, 597, 607, 515, 517, 585 and 461, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bill No. 1,020, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

Thereupon the House adjourned until 10 o'clock to-morrow.

WEDNESDAY, APRIL 10, 1907.

SEVENTIETH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 96 members were found to be present.

Members absent: Messrs. Gordon, Knowles and Rambo, who were excused on account of illness.

On motion, reading of the Journal of Friday's proceedings was dispensed with.

Mr. Webb called out of Committee on Judiciary House Bill No. 940, To create Eleventh Chancery Division.

Mr. Peay moved that Chairman of House Committee be requested to return bills to House to-morrow, with or without recommendations.

The motion prevailed.

MR. SPEAKER: Your Committee on Public Roads have considered Senate Bills Nos. 670 and 168, and recommend same for passage.

MEADOWS, *Chairman*.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 183, To prohibit life insurance companies offering inducements for insurance; Senate Bill No. 205, To amend Act of 1901, To incorporate small towns; Senate Bill No. 249, To amend Act of 1905 by defining duties of Deputy Insurance Commissioner; Senate Bill No. 342, To provide more perfect consolidation of county high schools; Senate Bill No. 429, To empower counties to condemn property for certain purposes; Senate Bill No. 431, To authorize Jackson to issue bonds to pay indebtedness; Senate Bill No. 668, To amend Act of 1903, To regulate inspection of fertilizers; Senate Bill No. 690, To enable certain counties to issue bonds; Senate Bill No. 785, To amend charter of Cookeville. All passed by the Senate.

Also to transmit Senate Joint Resolution No. 34, To preserve certain Confederate flags. Adopted for concurrence.

Also to return House Bill No. 401, To fix time of holding

courts of Twelfth Judicial Circuit; House Bill No. 474, To protect cultivation of ginseng; House Bill No. 475, To create civil district in Claiborne County; House Bill No. 504, To refund to A. J. Harris certain money; House Bill No. 658, To authorize sale of Tracy Academy in Dickson County; House Bill No. 738, To change charter of Knoxville; House Bill No. 823, To amend Montgomery County road law; House Bill No. 885, To reorganize Circuit Court of Shelby County; House Bill No. 898, To redistrict Knox County; House Bill No. 951, To amend charter of Tiptonville; House Bill No. 963, To amend school law for Memphis; House Bill No. 974, To authorize James County to issue bonds. All substituted for Senate bill on same subject and passed by the Senate.

Also to return House Bill No. 149, To protect owners of milk cans in Shelby County.

Also to return House Bill No. 681, To amend charter of Chattanooga. Substituted for Senate bill on same subject. Amended and passed by the Senate.

Also to transmit Senate Bills Nos. 80, 150 and 294 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 34, relative to return of certain Confederate flags.

On motion, the House concurred in the resolution.

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 80, 150 and 294; House Bills Nos. 515, 514, 461, 412, 597, 607 and 517.

#### INTRODUCTION OF BILLS.

By Mr. Baldrige, House Bill No. 1,085½, To amend Act creating school district in Crockett County.

Passed first reading.

By Mr. Hartley, House Bill No. 1,086, To change line of civil districts in Roane County.

Passed first reading.

By Mr. Dickens, House Bill No. 1,087, To create Board of Jury Commissioners for Cannon County.

Passed first reading.

By Mr. Poston, House Bill No. 1,088, To create school district in Overton County.

Passed first reading.

By Mr. Jestes, House Bill No. 1,089, To incorporate Petros.

Passed first reading.

By Mr. Tallant, House Bill No. 1,090, To establish fence law for Polk County.

Passed first reading.

#### SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 165, To allow corporations to dispose of their assets, having arrived, the bill was taken up.

Thereupon the bill passed third reading by the following vote:

Ayes .....	73
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Edwards, Everett, Galloway, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Horton, Holman, Householder, Howell, Howland, Hudson, Jestes, Kenney, Kinsland, Largent, Lipscomb, Lockert, Marr, Matthews, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Neal, Neeley, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 216, To increase fees for jailors for feeding prisoners, having arrived, the bill was taken up.

Mr. Holman called for previous question on passage of the bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	53
Noes .....	35

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Brooks, Candler, Chestnut, Cooper of Shelby,

Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Edens, Edwards, Fielder, Garrison, Gill, Hall, Hardin, Harris, Hartley, Householder, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lockert, Marr, May, McElroy, Meadows, Miller of Monroe, Peay, Poston, Rowan, Royston, Schubert, Sneed, Tallant, Thrasher, Thompson, Waddell, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—53.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of White, Corn, Dunavant, Everett, Galloway, Garnett, Hassell, Holman, Horton, Howell, Lipscomb, Matthews, MacFarland, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Puryear, Richmond, Sampson, Scott, Smith, Stainback, Tatum and Travis—35.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

Mr. Hall moved to make House Bill No. 854, To encourage athletic exhibitions, special order at 11:15 A. M., to-day.

The motion prevailed.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 690, To amend Act to create Railroad Commission, the Senate receding from its amendments thereto.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 671, 1,059, 917, 365, 1,007, 910, 443, 670, 672, 765, 899, 947, 574, 1,027, 973 and 772, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 857, To require certain corporations to file certain information with Secretary of State.

On motion, the House bill was amended to conform to the Senate bill.

Thereupon Senate Bill No. 684 was substituted for House bill on same subject.

Mr. Holman called previous question on passage of bill.

The call was sustained.



Thereupon, the bill passed third reading by the following vote:

Ayes .....	69
Noes .....	8

Representatives voting aye were: Messrs. Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dickens, Dixon, Drummond, Dunavant, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kinsland, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Montgomery, Morris, Muse, Neal, Neeley, Peay, Poston, Perry, Puryear, Rowan, Sampson, Schubert, Scott, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

Representatives voting no were: Messrs. Armitage, Campbell, Corn, Donaldson, Hudson, Kenney, Mitchell, Smith and Stainback—9.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to request the return from the House of House Bill No. 285.

THOMAS, *Clerk.*

#### BY CONSENT.

MR. SPEAKER: Your Committee on Judiciary returns House Bills Nos. 940 and 1,002, without recommendation.

DIXON, *Chairman.*

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 592, To prohibit charge for gas meters, having arrived, the bill was taken up.

Mr. Marr moved to amend by providing that no minimum charge shall be made to evade this Act.

The amendment was adopted.

Mr. Garnett moved to amend so as to exclude towns of 20,000 inhabitants or under.

The amendment failed.

Mr. Jackson moved to amend Section 2 by providing that maximum meter rent shall be 10 cents a month.

The amendment was tabled.

Mr. Cummings called for previous question of passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	59
Noes .....	12

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Burkhalter, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cummings, Dickens, Donaldson, Dunavant, Dyer, Everett, Fielder, Galloway, Garrison, Gill, Hall, Howell, Hassell, Holman, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Largent, Lipscomb, Marr, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Neeley, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tatum, Travis, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—59.

Representatives voting no were: Messrs. Candler, Cottrell, Drummond, Garnett, Hardin, Hartley, Lane, Perry, Poston, Royston, Tallant and Walker—12.

Mr. Marr moved to reconsider.

Mr. Webb moved to table motion to reconsider.

The motion to table prevailed.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 267, 268, 280, 470, 501, 657, 563 and 704 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 267, 268, 280, 470, 501, 657, 563 and 704.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 854, To encourage athletic exhibitions, having arrived, the bill was taken up.

Mr. Perry moved to amend by providing that no gloves shall be used under 16 ounces in weight.

The amendment failed.

Mr. Marr called previous question on passage of the bill.

The call was sustained.

The bill failed on third reading by the following vote:

Ayes .....	25
Noes .....	50

Representatives voting aye were: Messrs. Baldridge, Benham, Candler, Carden, Chestnut, Corn, Cottrell, Cummings, Dyer, Fielder, Groner, Hall, Harris, Johnson, Kenney, Marr, Matthews, Morris, Peay, Puryear, Smith, Stainback, White, Wiggs and Mr. Speaker Cunningham—25.

Representatives voting no were: Messrs. Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Galloway, Garrison, Garnett, Hartley, Hassell, Householder, Howland, Hudson, Jackson, Jestes, Kinsland, Lane, Largent, Lipscomb, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neeley, Perry, Poston, Richmond, Rowan, Sampson, Scott, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Walker, Webb and York—50.

Mr. Benham entered on Journal motion to reconsider.

By Mr. Worley, House Bill No. 1,091, To provide for election of Inspector of Liquors and Beer.

Passed first reading.

#### SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 140, To improve the construction of public highways, having arrived, the bill, accompanied by committee amendments, was taken up.

On motion, the amendments were adopted.

Mr. McElroy moved to amend by providing that amount to be expended shall be \$250,000 for the year 1907, and for every year thereafter it shall be \$500,000.

Mr. Howland moved to table the amendment.

The motion to table prevailed.

Mr. Stainback moved to amend by providing that appropriation herein provided for shall be paid out after paying the amount appropriated for public schools.

The amendment was adopted.

Mr. Meadows called previous question on passage of the bill as amended.

The call was sustained.

Thereupon the bill as amended passed third reading by the following vote:

Ayes .....	61
Noes .....	18

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Dickens, Dixon, Donaldson, Drummond, Dunavant, Everett, Fielder, Galloway, Garrison, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Howland, Jackson, Jestes, Johnson, Kinsland, Marr, May, Meadows, Miller of Tipton, Miller of Monroe, Montgomery, Neal, Peay, Perry, Richmond, Rowan, Sampson, Schubert, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—61.

Representatives voting no were: Messrs. Carden, Corn, Cummings, Howell, Kenney, Lane, Largent, Lipscomb, Matthews, McElroy, Mitchell, Morris, Muse, Neeley, Poston, Puryear, Scott and Thompson—18.

A motion to reconsider was tabled.

#### EXPLANATION.

MR. SPEAKER: I offered the amendment to this bill divorcing it from the liquor tax, by which it was to have been supported in the Committee on Public Roads. I think it very extravagant, but under the circumstances I vote for it.

JOHN E. PERRY.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 348, To allow street railways to condemn property; Senate Bill No. 611, To regulate business of life and casualty insurance on assessment plan; Senate Bill No. 801, To incorporate Henry, in Henry County. All passed by the Senate.

Also to return House Bill No. 285, To amend Sullivan County road law. Passed by the Senate.

Also to return House Bill No. 758, To authorize construction of dam across Pigeon River. Rejected by the Senate.

Also to return House Bill No. 429, To fix compensation for Clerks and Masters, which failed for want of a constitutional majority.  
THOMAS, *Clerk.*

Thereupon the House adjourned until 2:30 P. M. to-day.

### AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, call of roll was dispensed with.

### SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bills Nos. 412, 461, 514, 515, 517, 597 and 607. Signed by the Speaker of the Senate.  
THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bill No. 250, To regulate investment of funds of domestic insurance companies; Senate Bill No. 426, To give counties power to condemn land for public use; Senate Bill No. 505, To change corporate limits of McMinnville; Senate Bill No. 759, To amend general revenue law of 1903; Senate Bill No. 204, To reduce fire waste in Tennessee; Senate Bill No. 852, To create County Judge for Hickman County; Senate Bill No. 437, To allow Hamblen County to issue interest-bearing warrants; Senate Bill No. 758, To regulate compensation for Clerks and Masters in certain counties; Senate Bill No. 767, To amend charter of Paris. All passed by the Senate.  
THOMAS, *Clerk.*

### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on New Counties and County Lines recommend House Bills Nos. 1,021 and 1,055 for passage.  
POSTON, *Chairman.*

House Bill No. 253, To establish optional form of life insurance policy, and regulate provisions of policies other than standard form.

On motion, the House bill was amended to conform to Senate bill on same subject.

Thereupon Senate Bill No. 176 was substituted for House bill. Bill passed third reading by the following vote:

Ayes .....	69
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Benham, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Drummond, Dunavant, Edwards, Everett, Galloway, Garrison, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Kenney, Kinsland, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 242, To regulate disbursements of life insurance companies.

On motion Senate Bill No. 177, on same subject, was substituted for House bill.

Bill passed third reading by the following vote:

Ayes .....	73
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Garnett, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—73.

A motion to reconsider was tabled.

House Bill No. 244, To regulate and limit salaries of employees of life insurance companies.

On motion, the House bill was amended so as to conform to Senate bill on same subject.

Thereupon Senate Bill No. 178, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	71
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Burkhalter, Candler, Cooper of White, Corn, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Everett, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Kenney, Lane, Largent, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

House Bill No. 245, To define and limit provisions of insurance contracts.

On motion, Senate Bill No. 179, on same subject, was substituted for House bill.

The bill passed third reading by the following vote:

Ayes .....	74
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Edwards, Everett, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Lane, Largent, Lipscomb, Matthews, May, McElroy, Meadows, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Webb, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—74.

A motion to reconsider was tabled.

House Bill No. 243, To define status of persons soliciting insurance.

On motion, Senate Bill No. 180, on same subject, was substituted for House bill.

The bill passed third reading by the following vote:

Ayes .....	69
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Corn, Cummings, Dixon, Donaldson, Dunavant, Dyer, Edwards, Everett, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, May, McElroy, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Poston, Puryear, Rowan, Sampson, Schubert, Scott, Shea, Smith, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 246, To prohibit use of funds for insurance companies for political purposes.

On motion, Senate Bill No. 181, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes .....	69
Noes .....	2

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Cummings, Dixon, Donaldson, Dunavant, Dyer, Edwards, Garrison, Gill, Groner, Hall, Hardin, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Kenney, Largent, Lipscomb, Marr, Matthews, May, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

Representatives voting no were: Messrs. Candler and Tallant—2.

A motion to reconsider was tabled.



House Bill No. 247, To prohibit corporations acting as agents of insurance companies.

On motion, House Bill was amended to conform to Senate Bill No. 182, on same subject.

Thereupon Senate Bill No. 182, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edwards, Garrison, Gill, Groner, Hall, Hardin, Harris, Hassell, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jestes, Johnson, Kinsland, Largent, Lipscomb, Marr, Matthews, May, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Neeley, Peay, Perry, Poston, Rowan, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

House Bill No. 249, To prohibit misrepresentation of life insurance policies.

On motion, Senate Bill No. 184, on same subject, was substituted for House bill.

Mr. Stainback moved to amend by striking out Section 3.

The amendment was adopted.

Bill, as amended, passed third reading by the following vote:

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Edwards, Everett, Fielder, Garrison, Gill, Groner, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kenney, Lane, Largent, Lipscomb, Marr, Matthews, May, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Sampson, Schubert, Scott, Smith, Sneed, Stain-

back, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

House Bill No. 250, To require mutual life insurance companies to make apportionments and accounting of surplus.

On motion, Senate Bill No. 185, on same subject, was substituted for House bill.

Mr. Stainback offered an amendment to Senate bill in nature of a substitute.

The amendment was adopted.

Passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Hudson, Jackson, Kinsland, Lane, Largent, Marr, May, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Neal, Neeley, Poston, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley and York—68.

A motion to reconsider was tabled.

House Bill No. 904, To regulate State mutual fire insurance companies.

On motion, House bill was amended to conform to Senate bill on same subject.

Thereupon Senate bill No. 359, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes .....	65
Noes .....	2

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Campbell, Candler, Carden, Cooper of White, Corn, Cummings, Dixon, Drummond, Dunavant, Edwards, Everett, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hassell, Horton, Howell, Howland, Hudson, Jackson, Johnson, Kinsland, Lane, Largent, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of

Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Poston, Rowan, Royston, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, White, Worley and York—65.

Representatives voting no were: Messrs. Cottrell and Webb—2.

A motion to reconsider was tabled.

House Bill No. 905, To provide for admission of mutual fire insurance companies, incorporated under laws of other States.

The House bill was amended to conform to Senate bill on same subject.

Thereupon Senate Bill No. 357, on same subject, was substituted for House bill.

Bill passed third reading by the following vote:

Ayes .....	67
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Aldridge, Benham, Boucher, Bradley, Campbell, Candler, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Edens, Edwards, Garrison, Garnett, Hall, Hardin, Harris, Holman, Hassell, Howell, Howland, Hudson, Jestes, Kenney, Kinsland, Largent, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

Representative voting no was: Mr. Lane—1.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 693, To amend Act to regulate inspection of mines, amended and passed by the Senate.

Also to transmit Senate Joint Resolution No. 33, To authorize Prison Commissioners to purchase certain lands near Petros; adopted for conference.

THOMAS, *Clerk.*

House Bill No. 906, To regulate mutual fire insurance companies.

On motion, the House bill was amended to conform to Senate bill on same subject.

Thereupon Senate Bill No. 356, on same subject, was substituted for House bill.

Mr. Scott moved to amend by striking out Section 9.

Mr. Benham moved to table.

The motion to table prevailed.

Mr. Cummings called for previous question on passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	65
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Lane, Largent, Marr, Matthews, May, Meadows, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Perry, Poston, Puryear, Rowan, Sampson, Schubert, Shea, Sneed, Stainback, Thrasher, Travis, Waddell, Webb, White, Wilkerson, Worley and Mr. Speaker Cunningham—65.

Representative voting no, Mr. Scott—1.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 216, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 963, 823, 738, 658, 586, 694, 695, 742, 730, 475, 149, 401, 504, 474, 324, 898, 776, 457, 696, 418, 655, 585, 690, 581 and 779, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

House Bill No. 948, To reduce fire waste in Tennessee.

On motion, the House bill was amended to conform to Senate bill on same subject.

Thereupon Senate Bill No. 204 was substituted for House bill on same subject.

Passed third reading by the following vote:

Ayes .....	68
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Baldridge, Bradley, Brooks, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Largent, Lipscomb, Marr, May, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rowan, Sampson, Schubert, Scott, Shea, Smith, Stainback, Tallant, Thompson, Travis, Waddell, Webb, White and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 581, 149, 690, 585, 655, 324, 418, 696, 457, 776, 898, 474, 658, 738, 823, 963, 586, 694, 695, 742, 730, 475, 401, 504 and 779.

Mr. Puryear moved that when the House adjourn, it adjourn to meet again at 8 o'clock to-night.

The motion prevailed.

House Bill No. 965, To regulate and restrict business of life and casualty insurance companies.

On motion, Senate Bill No. 611, on same subject, was substituted for House bill.

The bill passed third reading by the following vote:

Ayes .....	67
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Lane, Largent, Lipscomb, Marr, Matthews, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Perry, Poston, Puryear, Rowan, Sampson, Schubert, Shea, Sneed, Stainback, Tallant, Thompson, Travis, Waddell, Webb, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

Representative voting no was Mr. Scott—1.

A motion to reconsider was tabled.

Senate Bill No. 288, To regulate sale of concentrated feed-stuffs, accompanied by committee amendment.

On motion the amendment was adopted.

Mr. Scott moved to amend by adding that the law shall not apply to feedstuff sold in the immediate section where made.

The amendment was tabled.

Thereupon the bill passed third reading by the following vote:

Ayes .....	63
Noes .....	5

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Cooper of Shelby, Cooper of White, Corn, Dickens, Dixon, Donaldson, Drummond, Dyer, Everett, Fielder, Galloway, Garrison, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Kenney, Kinsland, Lane, Lipscomb, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Poston, Rowan, Royston, Sampson, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Thompson, Travis, Waddell, Webb, White, Wilkerson, Worley and York—63.

Representatives voting no were: Messrs. Dunavant, Howell, Largent, Puryear and Scott—5.

#### SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 1,006, To create Good Roads Commission, having arrived, the bill was taken up, accompanied by committee amendment.

Thereupon the bill failed by the following vote:

Ayes .....	39
Noes .....	20

Representatives voting aye were: Messrs. Askew, Benham, Brooks, Campbell, Cooper of Shelby, Cooper of White, Dickens, Dixon, Fielder, Gill, Groner, Hall, Harris, Hartley, Horton, Howland, Jackson, Jestes, Johnson, Marr, Matthews, Meadows, Miller of Tipton, Mitchell, Neal, Puryear, Rowan, Schubert, Shea, Sneed, Stainback, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—39.

Representatives voting no were: Messrs. Armitage, Bradley, Corn, Cummings, Donaldson, Dunavant, Hassell, Householder, Howell, Hudson, Lane, Largent, Neeley, Royston, Sampson, Scott, Smith, Tallant, Thompson and Travis—20.

Present and not voting: Messrs. Baldridge, Drummond, Dyer, Everett, Garrison, Holman, Johnson and Kinsland—8.

Mr. Horton entered motion on Journal to reconsider.

Mr. Lane moved to make House Bill No. 629, To define and make more specific the powers of interurban railroads, special order for 11 A. M., April 11.

The motion prevailed.

#### BY CONSENT.

MR. SPEAKER: Your Committee on Banks have investigated House Bill No. 687 and recommend the same for passage.

HOWLAND, *Chairman.*

Thereupon the House adjourned until 8 o'clock to-night.

#### NIGHT SESSION.

The House met at 8 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, call of the roll was dispensed with.

Mr. Webb moved to make House Bill No. 940, To create Eleventh Chancery Division, special order at 2:40 P. M., April 11.

The motion prevailed.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 585, To provide against enticing away of laborers.

Passed first reading.

Senate Bill No. 756, To authorize subordinate lodges, I. O. O. F. to mortgage real estate.

Passed first reading.

Senate Bill No. 675, To create school district in Lawrence County.

Passed first reading.

Senate Bill No. 718, To amend charter of Big Sandy.

Passed first reading.

Senate Bill No. 599, To authorize Funding Board to use surplus sinking fund to purchase bonds.

Passed first reading.

Senate Bill No. 690, To authorize certain counties to issue bonds.

Passed first reading.

Senate Bill No. 668, To amend Act of 1903 for inspection of fertilizers.

Passed first reading.

Senate Bill No. 431, To authorize Jackson to issue bonds to pay indebtedness.

Passed first reading.

Senate Bill No. 342, To provide more perfect consolidation of county high schools.

Passed first reading.

Senate Bill No. 205, To amend Acts of 1901 to incorporate small towns.

Passed first reading.

Senate Bill No. 758, To regulate compensation of Clerks and Masters in certain counties.

Passed first reading.

Senate Bill No. 759, To amend general revenue law of 1903.

Passed first reading.

Senate Bill No. 505, To change corporate limits of McMinnville.

Passed first reading.

Senate Bill No. 437, To allow Hamblen County to issue interest-bearing warrants.

Passed first reading.

Senate Bill No. 426, To give counties power to condemn land for public use.

Passed first reading.

Senate Bill No. 661, To repeal charter of Summertown.

Passed first reading.

Senate Bill No. 662, To incorporate Summertown.

Passed first reading.

Senate Bill No. 434, To authorize Hamblen County to levy special tax.

Passed first reading.

Senate Bill No. 187, To regulate retirement of capital stock of life insurance companies.

Passed first reading.

Senate Bill No. 183, To prohibit life insurance companies offering inducement for insurance.

Passed first reading.

Senate Bill No. 249, To amend Act of 1905 relative to duties of deputy insurance commissioners.

Passed first reading.



Senate Bill No. 432, To direct proper application of tax collected in Hamblen County.

Passed first reading.

Senate Bill No. 568, To amend charter of Tullahoma.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 520, To extend corporate limits of Lawrenceburg.

Passed second reading; no reference.

Senate Bill No. 621, To regulate compensation of clerks in certain counties.

Passed second reading; no reference.

Senate Bill No. 473, To allow Clinton to levy special tax.

Passed second reading; no reference.

Senate Bill No. 680, general assessment bill.

Passed second reading; no reference.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 1,071, to give discarded desks to Lincoln Memorial University.

Passed second reading; no reference.

House Bill No. 1,072, To define crime of bribery.

Passed second reading; no reference.

House Bill No. 1,073, To amend Act to inspect oils and fluids.

Passed second reading; no reference.

House Bill No. 1,074, To amend chapter 354, Acts of 1905.

Passed second reading; no reference.

House Bill No. 1,075, To amend Act incorporating Crossville.

Passed second reading; no reference.

House Bill No. 1,076, To authorize Gainesboro High School to convey property.

Passed second reading; no reference.

House Bill No. 1,077, To provide for sale of State property.

Passed second reading; no reference.

House Bill No. 1,078, To change line between Haywood and Lauderdale Counties.

Passed second reading; no reference.

House Bill No. 1,079, To create school district in McNairy County.

Passed second reading; no reference.

House Bill No. 1,080, To authorize Cleveland to issue bonds.

Passed second reading.

House Bill No. 1,081, To incorporate Mulberry.

Passed second reading; no reference.

House Bill No. 1,082, To create school district in Bedford County.

Passed second reading; no reference.

House Bill No. 1,083, To amend Act providing management of State printing.

Passed second reading; no reference.

House Bill No. 1,084, To attach Dickson County to Judicial Circuit.

Passed second reading; no reference.

House Bill No. 1,085, To fix salaries of penitentiary guards.

Passed second reading; no reference.

House Bill No. 1,085½, To create school district in Crockett County.

Passed second reading; no reference.

#### INTRODUCTION OF BILLS.

By Mr. Dyer, House Bill No. 1,092, To authorize Monterey to issue bonds for waterworks.

Passed first reading.

House Bill No. 964, To change time of holding Circuit Court in certain counties.

Mr. Hudson moved to table the bill.

The motion to table prevailed by the following vote:

Ayes .....	50
Noes .....	13

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of Shelby, Cooper of White, Dickens, Donaldson, Dunavant, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Harris, Hartley, Hassell, Householder, Howland, Hudson, Jackson, Jestes, Johnson Lockert, Matthews, McElroy, Miller of Monroe, Mitchell, Muse, Neeley, Perry, Poston, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Waddell, Webb, White, Worley and York—50.

Representatives voting no were: Messrs. Corn, Cottrell, Cummings, Dixon, Hall, Holman, Horton, Neal, Puryear, Stainback, Travis and Mr. Speaker Cunningham—13.

Present and not voting: Messrs. Cooper of Shelby, Groner, Howell and Kinsland—4.

BY CONSENT.

MR. SPEAKER: Your Committee on Insurance beg leave to report that they have carefully considered House Bills Nos. 248 and 252 for passage; 916, 909 and 1,024 without recommendation; also 323 for rejection.

SCHUBERT, *Chairman*.

Senate Bill No. 624, To enact road law for Weakley County.

Mr. Everett moved to amend caption and body of bill by inserting certain figures for population, and also section 18 relative to salary of commissioners.

The amendment was adopted.

Bill as amended passed third reading.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 659, To provide road law for Anderson County, substituted for Senate bill on same subject and passed by the Senate.

THOMAS, *Clerk*.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 974, 885 and 285, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 1,043, 1,026 and 1,045, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

House Bill No. 1,051, To create office of County Judge of Hickman County.

On motion, Senate Bill No. 852, on same subject, was substituted for House Bill.

The bill passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 379, To amend Act authorizing Middleton to levy taxes.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 195, To amend Code relative to sale of real estate.

Passed third reading by the following vote:

Ayes .....	64
Noes .....	4

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Edwards, Everett, Fielder, Gallo-way, Garrison, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jests, Johnson, Kingsland, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Poston, Schubert, Scott, Shea, Tallant, Tatum, Thompson, Travis, Waddell, Webb, White, Worley, York and Mr. Speaker Cunningham—64.

Representatives voting no were: Messrs. Perry, Puryear, Sneed and Stainback—4.

A motion to reconsider was tabled.

Senate Bill No. 670, To enact road law for Stewart County.

Mr. Howell moved to amend by substituting new section for Section 1.

The amendment was adopted.

The bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 698, To create Board of Jury Commissioners for McNairy County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,070, To authorize Hamblen County to buy road machinery.

Passed third reading.

A motion to reconsider was tabled.

Mr. Dixon moved that the House resolve itself into Committee of the Whole for consideration of House Bill No. 502, the General Revenue Bill.

The motion prevailed.

At 10:50 the Committee of the Whole rose, the House was called to order by Mr. Speaker Cunningham, and Mr. Dixon, Chairman of Committee of Whole, submitted the following report:

MR. SPEAKER: I am directed to report that the Committee of the Whole, having under consideration House Bill No. 502, the revenue bill, report progress and ask for further time.

DIXON, *Chairman.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 867, To provide for inspectors of liquors, etc., passed by the Senate.

THOMAS, *Clerk.*

Senate Bill No. 867, To provide for election of inspectors of liquors.

Passed first reading.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 266, To provide for distribution of school fund on per capita basis. Amended and passed by the Senate.

THOMAS, *Clerk.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to return: House Bill No. 393, To amend charter of Sparta; House Bill No. 639, To change line between Cheatham and Davidson Counties; House Bill No. 643, To amend charter of Greenfield; House Bill No. 679, To amend Chapter 91, Acts of 1907; House Bill No. 683, To authorize Elizabethton to issue bonds. All passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return: House Bill No. 392, To amend charter of Sparta; House Bill No. 410, To repeal charter of Doyle; House Bill No. 471, To repeal Act to change line between Bradley and James Counties; House Bill No. 488, To change time of holding Chancery Court in Sullivan County; House Bill No. 497, To amend charter of Lexington; House Bill No. 516, To authorize Hamblen County to issue interest-bearing warrants; House Bill No. 562, To authorize Sullivan County to issue bonds for roads; House Bill No. 615, To authorize Grundy County to issue road bonds; House Bill No. 623, To change line between Jefferson and Grainger Counties; House Bill No. 647, To authorize Newport to issue bonds; House Bill No. 653, To amend charter of Chattanooga; House Bill No. 668, To incorporate Tazewell; House Bill No. 699, To amend charter of Tullahoma; House Bill No. 865, To amend school law of Tipton County. All passed by the Senate.

Also to return House Bill No. 634, To establish naval battalion

of the National Guard, substituted for Senate bill on same subject and passed by the Senate.

THOMAS, *Clerk*.

Thereupon the House adjourned until 10 o'clock tomorrow.

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THURSDAY, APRIL 11, 1907.

SEVENTY-FIRST DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 96 members were found to be present.

Members absent: Messrs. Gordon, Knowles, Rambo, who were excused.

On motion, the reading of the Journal of Wednesday's proceedings was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 552, To create State Geological Commission; Senate Bill No. 717, To amend Act of 1905 relative to straightening Big Hatchie River; Senate Bill No. 749, To establish department of immigration; Senate Bill No. 804, To create school district in Bedford County; Senate Bill No. 809, To incorporate White Pine. All passed by the Senate.

Also to return House Bill No. 430, To fix hours for holding elections in certain cities; House Bill No. 470, To put County Clerks on same basis as Circuit Clerks; House Bill No. 490, To permit physicians to dispense drugs. All rejected by the Senate.

Also to return House Bill No. 705, For relief of Isaac R. Love and Wesley Higgins; House Bill No. 710, To change line between Putnam and White Counties; both having failed for want of a constitutional majority in the Senate.

Also to return House Bill No. 688, To permit Oliver Springs to form school district, rejected by the Senate.

Also to transmit Senate Bills Nos. 336, 427, 673, 580, 633 for the signature of the Speaker of the House.

Also to return House Bills Nos. 149, 324, 401, 418, 457, 474, 475, 504, 581, 585, 586, 655, 658, 690, 694, 695, 696, 730, 738, 742, 776, 779, 823, 898, 963, signed by the Speaker of the Senate.

#### ON SENATE AMENDMENTS.

Mr. Jestes called up House Bill No. 659, To enact road law for Anderson County on Senate amendments.

On motion, the House concurred in Senate amendments.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 285, 885, 974; Senate Bills Nos. 336, 427, 673, 580 and 633.

Mr. Dixon moved that the House resolve itself into Committee of the Whole for consideration of House Bill No. 502, the revenue bill.

The motion prevailed.

At 12:15 P. M., the Committee of the Whole rose, and the House was called to order by Mr. Speaker Cunningham.

Mr. Dixon, Chairman of the Committee of the Whole, submitted the following report:

MR. SPEAKER: Your Committee of the Whole, having under consideration House Bill No. 502, the revenue bill, report progress and ask for further time.

DIXON, *Chairman.*

#### SPECIAL ORDER.

Mr. Dixon moved that House Bill No. 502, revenue bill, be made special order at 2:30 P. M. today.

The motion prevailed.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 241, which he has disapproved, together with his reasons for same. Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

The message from the Governor was read by the Clerk, as follows:

*To the Honorable Members of the House of Representatives:*

GENTLEMEN: I return House Bill No. 241, with my disapproval, and the reasons follow:

This bill prohibits persons, firms, corporations or common carriers from transporting liquors from any point in this State to any other point of the State where the sale of liquor is forbidden by law.

Liquor is a subject of interstate commerce, just as articles of food and clothing are, and no State can interfere with the free and unrestricted shipment of liquor from one State to another, and any attempt to interdict such interstate trade would be a violation of the Federal Constitution. Therefore, the effect of this bill is simply to give dealers in liquors of other States rights and privileges without taxation, whilst the licensed dealers of our own State, who are taxed by law, are denied the same rights and privileges.

In an effort to pass some law to stop the jug trade, you have simply passed a measure that not only will not stop or diminish the transportation and sale of liquor, but will take from the State many thousands of dollars annually and give to others who pay no taxes, and who are not under the protection of our laws, the money which would stay in our own State and with our own people.

A bill has been before Congress for some years, giving the States power to control or forbid shipments of liquor from other States, but this was never passed into law, and until such a bill is passed by Congress, it is folly to attempt State legislation of this character.

As a member of Congress I supported this bill, because I was convinced that it was the only way a State could protect itself or enforce its local prohibitory laws.

I now call your attention to the perfect ease with which liquor may be shipped from other States without any sort of restriction, to any point in Tennessee to be sold and delivered to the people of this State.

Tennessee is bounded on the north by Virginia and Kentucky, on the east by North Carolina, on the south by Mississippi, Alabama and Georgia, and on the west by Arkansas and Missouri; the Mississippi River, on which a large amount of interstate commerce business is carried, dividing Missouri and Arkansas



from Tennessee. Our State is only about 110 miles in width, and in each one of the States surrounding Tennessee the sale of liquor is licensed by law, and any dealer has the perfect right, under the interstate commerce clause of the Constitution, to ship liquor into Tennessee, and the railroads and other common carriers could not refuse the shipment without a violation of law.

There are railroads from each of these States running into Tennessee and, in addition, the Tennessee River, dividing Middle from West Tennessee, enters other States and bears a considerable amount of interstate business.

It is, therefore, plain that every person in this State, who wishes to purchase liquor, has nearly, if not equal facility of buying or ordering it from any one of these States, as he would have in the State of Tennessee itself.

If this measure becomes a law, you will find Tennessee invaded by agents of liquor dealers of other States, soliciting the trade and the business which properly belong to our own State, and no local legislation could prevent it.

Indeed, I am informed, and suppose it to be true, that quite a large business is now done, in what is called the "jug trade," by the liquor dealers of other States, in Tennessee.

To give a practical illustration of the working of this measure should it become a law, let us take the cities of Memphis, Nashville and Chattanooga, where large liquor firms are doing business. The liquor dealers of Memphis could ship across the river into Arkansas liquor in unlimited quantities, and the liquor dealers in Arkansas could likewise ship to Memphis, and to other points in Tennessee, in unlimited quantities, but the liquor dealer of Memphis could not sell to persons in Tennessee, although he is paying a license to do a business which the State has made legitimate.

Chattanooga is only two or three miles from the Georgia line, and could ship in unlimited quantities across the line into Georgia, and the liquor dealers of Georgia could similarly ship across the same line to Chattanooga, and to all other points in Tennessee, but the dealer in liquor in Chattanooga could not carry on his business in Tennessee or sell to our people.

Nashville is just north of the center of the State. There are more counties and more people in Tennessee nearer to the surrounding States than to the city of Nashville, where the sale of liquor is also made legitimate by law and where the dealers are paying the taxes required. The people inhabiting the counties nearer to the States surrounding Tennessee than to Nashville

could buy in unlimited quantities from the liquor dealers of those States, and yet could not buy from the dealer in Nashville, nor could the dealer in Nashville sell to them without a violation of this measure, which you propose to enact into law.

These facts and reasons which I have given to you make it perfectly apparent that this bill is wholly ineffective and inoperative and characterize it as a piece of legislative folly.

There is another reason why this bill should not become a law, and that is, it is an invasion of the personal rights of the citizens of Tennessee. We ought to be able to treat the liquor question with reason and not hysterically.

The fact is that practically every household in this State, in some form or other, medicinally, in cooking and in other ways, uses liquor in some form, and the persons who desire to use it have a right to buy it wherever it is sold, under the protection of the law of this State, and this measure, which forbids the people of Tennessee, under any and all circumstances, no matter how proper the use of the liquor may be nor how necessary in case of sickness, from purchasing it in our own State, is so manifestly absurd that it cannot appeal to a reasoning mind, nor can I, as the Governor of Tennessee, approve it.

That liquor is transported to places where its sale is forbidden by law, and often sold illegitimately and its use abused, is true, and there should be a way to prevent it, but the only way it can possibly be done is by Federal legislation giving the States control of the liquor traffic, and the enactment of a law that will forbid the issuance by the Government of a license to sell liquor in States where its sale is prohibited by local law. Until this is done, all State legislation, looking to the prevention of the shipment and sale of liquor in places where it is prohibited by local law from being sold, is clearly inoperative, unjust and discriminatory. Respectfully submitted,

MALCOLM R. PATTERSON, *Governor*.

April 11, 1907.

Mr. Cummings moved that the bill be passed on third reading, the Governor's veto notwithstanding.

Mr. Worley moved to postpone action indefinitely.

The motion to postpone prevailed.

Thereupon the House adjourned until 2:30 P. M. today.

## AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On a motion, a call of the roll was dispensed with.

### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return:

House Bill No. 199, To compel satisfaction of mortgages, deeds of trust, etc.; House Bill No. 328, To prevent corruption of citizens in politics; House Bill No. 604, To repeal charter of Jackson; House Bill No. 605, To incorporate Jackson; all amended and passed by the Senate.

Also to return House Bill No. 126, To regulate summoning of non-residents; House Bill No. 159, To make a paling fence woven with wire lawful; House Bill No. 219, To pay premiums on owls, hawks and eagles; all rejected by the Senate.

Also Senate Bill No. 185, To require mutual life insurance companies to make accounting of surplus at fixed periods, the Senate refusing to concur in House amendments to the said bill.

Also to return House Bills Nos. 974, 885 and 285, signed by the Speaker of the Senate.

Also to transmit Senate Bills Nos. 441, 503, 507, 551, 741, 742, 743 and 682, and Senate Joint Resolution No. 31, for the signature of the Speaker of the House.

THOMAS, *Clerk*.

### ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 679, 516, 488, 471, 865, 410, 623, 392, 653, 562 and 951, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 1,000, 761 and 195, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education return House Bill No. 1,029, without recommendation.

PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Mines return House Bill No. 819, recommended for passage.

NEAL, *Chairman*.

SIGNED.

The Speaker announced that he had signed Senate Joint Resolution No. 31, Senate Bills Nos. 441, 503, 507, 551, 742, 741, 743 and 682; House Bills Nos. 562, 865, 679, 516, 488, 471, 410, 623, 639, 392, 653 and 951.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to request the return of Senate Bill No. 185.

THOMAS, *Clerk*.

BY CONSENT.

MR. SPEAKER: Your Committee on Charitable Institutions have examined House Bills Nos. 731 and 1,014, and recommend same for passage.

WILKERSON, *Chairman*.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 940, To create 11th Chancery Division, having arrived, the bill was taken up and read by the Clerk.

Mr. Puryear moved to amend by striking out all provisions relative to Blount County, both in caption and body of the Act, and making it apply to Knox County alone.

Second, by adding this section, to wit: "This Act shall expire and become inoperative at the end of two years after the date of its passage."

Mr. MacFarland moved to table bill and amendment.

The motion to table failed by the following vote:

Ayes .....	42
Noes .....	42

Representatives voting aye were: Messrs. Armitage, Bradley, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cummings, Dixon, Everett, Garnett, Groner, Hall, Harris, Horton, Howell, Howland, Hudson, Johnson, Largent, Lipscomb, MacFarland, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Richmond, Rowan, Sampson, Schubert, Shea, Stainback, Thomas, Thompson, Travis, Waddell, Walker, White and Worley—42.

Representatives voting no were: Messrs. Baldridge, Benham, Brooks, Burkhalter, Campbell, Candler, Carden, Cottrell, Donaldson, Drummond, Dunavant, Edens, Edwards, Fielder, Galloway, Garrison, Gill, Hardin, Hartley, Hassell, Holman, Householder, Jackson, Jestes, Kinsland, Lane, Matthews, May, McElroy, Miller of Monroe, Murray, Peay, Poston, Puryear, Royston, Scott, Smith, Sneed, Tallant, Webb, Wilkerson and York—42.

The amendment was adopted.

Mr. Worley moved to postpone action on bill indefinitely.

Mr. Carden moved to table the motion to defer action indefinitely.

The motion to table failed by the following vote:

Ayes .....	40
Noes .....	46

Representatives voting aye were: Messrs. Askew, Brooks, Burkhalter, Campbell, Candler, Carden, Cottrell, Donaldson, Drummond, Dunavant, Edens, Galloway, Garrison, Gill, Hardin, Hartley, Hassell, Holman, Householder, Jackson, Jestes, Kinsland, Lane, Matthews, May, McElroy, Miller of Monroe, Murray, Poston, Puryear, Rowan, Royston, Smith, Sneed, Tallant, Thrasher, Tatum, Webb, York and Mr. Speaker Cunningham—40.

Representatives voting no were: Messrs. Armitage, Baldridge, Benham, Boucher, Bradley, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Dyer, Garnett, Groener, Hall, Harris, Horton, Howell, Howland, Hudson, Johnson, Largent, Lipscomb, MacFarland, Miller of Tipton, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Richmond, Schubert, Scott, Shea, Stainback, Thomas, Thompson, Travis, Waddell, Walker, White, Wiggs and Worley—46.

Thereupon the motion to postpone indefinitely prevailed.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 827, which he has disapproved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

Mr. Sneed moved that House Bill No. 827, to prohibit location of parks, be passed on third reading, the Governor's veto notwithstanding.

Mr. Benham moved to postpone action indefinitely.  
The motion to postpone prevailed.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit:

Senate Bill No. 703, To provide road law for Madison County;  
Senate Bill No. 818, To provide road law for certain counties;  
Senate Bill No. 848, To amend charter of Newbern; all passed  
by the Senate.

THOMAS, *Clerk.*

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 629, To declare and make more specific powers of interurban railways, having arrived, the bill was taken up and read by the Clerk.

On motion, Senate Bill No. 465, on same subject, was substituted for House bill.

Mr. Kenney moved to amend by striking out the two-acre clause for power plants which the clause condemns.

The amendment was tabled.

Thereupon the bill passed third reading by the following vote:

Ayes .....	73
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Carden, Chestnut, Corn, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Gill, Groner, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Lane, Largent, Lipscomb, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Perry, Poston, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Talant, Thrasher, Thomas, Thompson, Travis, Waddell, Wilkerson, Worley and York—73.

A motion to reconsider was tabled.

House Bill No. 1,052, To authorize street railway companies to take lands for construction purposes by right of eminent domain.

On motion, Senate Bill No. 348, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	74
Noes .....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cottrell, Cummings, Dickens, Dixon, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Hardin, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Lane, Largent, Lipscomb, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neeley, Peay, Perry, Poston, Puryear, Richmond, Royston, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Wilkerson, Worley and York—74.

A motion to reconsider was tabled.

Mr. Dixon moved that the House resolve itself into a Committee of the Whole for consideration of House Bill No. 502, the Revenue Bill.

The motion prevailed, and Mr. Dixon was called to the chair.

At 4:55 o'clock the Committee of the Whole rose, and the House was called to order by Mr. Speaker Cunningham.

The following report was received from the Chairman of the Committee of the Whole:

MR. SPEAKER: I am directed to report, as Chairman of the Committee of the Whole, that we have considered House Bill No. 502, Revenue Bill, and recommend same for passage, as amended.

DIXON, *Chairman*.

Mr. Dixon moved that the bill, as amended, be placed on third reading.

On motion, the committee amendments were adopted.

Mr. Bradley moved to amend under head of flying jennies, by inserting the words: "or in five miles of said city, town or taxing district," between the words "and each."

The amendment was adopted.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes .....	69
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Camp-

bell, Carden, Cooper of White, Corn, Cottrell, Cummings, Dixon, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Gill, Hall, Harris, Hartley, Hassell, Holman, Horton, Household-er, Howell, Hudson, Jackson, Johnson, Kenney, Kinsland, Large-nt, Lipscomb, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Thompson, Travis, Waddell, Wilkerson, Worley and Mr. Speaker Cunningham—69.

Representative voting no was: Mr. Dickens—1.

A motion to reconsider was tabled.

#### ENROLLED BILLS.

The following message was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 704, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### SIGNED.

The Speaker announced that he had signed House Bill No. 704.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 195, To amend Section 3,305 of Code, substituted for Senate bill on same subject, amended and passed by the Senate.

THOMAS, *Clerk*.

#### ON SENATE AMENDMENTS.

House Bill No. 693, To amend Act regulating inspection of mines.

Mr. Neal moved that House concur in Senate amendments.  
The motion failed.

Mr. Cummings called up House Bill No. 195, To amend Code relative to sale of real estate, on Senate amendments.

On motion, the House concurred in Senate amendments.

House Bill No. 604, To abolish charter of Jackson.

On motion, the House concurred in Senate amendments.

House Bill No. 605, To incorporate Jackson.

On motion, the House concurred in Senate amendments.

Mr. Stainback moved that House Bills Nos. 762, 763, 248,



323 and 998, all relating to insurance, be made special order at 2:30 P. M., April 12.

The motion prevailed.

#### MINORITY REPORT OF SPECIAL COMMITTEE.

Mr. Stainback presented the minority report of special committee to investigate insurance conditions.

On motion, the report was ordered spread on the Journal of House, and is as follows:

*To the Senate and House of Representatives of the Fifty-fifth General Assembly of the State of Tennessee:*

The minority of your Special Joint Insurance Investigation Committee, appointed by the Speakers of the Senate and House, under House Joint Resolution No. 30, composed of Senators Jno. I. Cox, W. T. Thomas, W. H. Potter and I. L. Pendleton, and Representatives Fred L. Schubert, Chas. A. Stainback, Geo. R. Kenney, H. M. Candler and J. R. Matthews, beg leave to report as follows:

Our committee organized on February 15, 1907, by electing I. L. Pendleton, Chairman, and H. M. Candler, Secretary, and adjourned to meet again on February 19, 1907, at the Tulane Hotel, in Nashville, Tenn.

On reassembling on February 19, 1907, the committee elected Vernon Sharp, Sergeant-at-Arms, and Buford Duke & Co., official stenographers, for this committee.

The committee held ten sessions in Nashville from February 19, 1907, to February 23, 1907, inclusive, after which they went to Bristol, Tenn., on February 25, 1907, where two sessions of said committee were held; from Bristol the committee went to Knoxville, and held two sessions there on February 26; thence to Chattanooga, and held two sessions on February 27; thence to Memphis, where they held four sessions on February 28 and March 1, 1907, and from there to Jackson, Tenn., where they held one session on March 2, 1907, and then the committee returned to Nashville, Tenn., where they held nine sessions from March 4 to March 11, 1907, thus covering a period of twenty days in our investigation, and holding in all about thirty sessions.

This committee has taken proof on, and made investigation into, almost every phase of both fire and life insurance.

In addition, this committee had referred to it Senate Joint Resolution No. 22, authorizing and directing said committee "to consider and investigate the feasibility, advisability and constitutionality of the State of Tennessee, through its Insurance

Department, assuming and carrying the fire risks of its citizens and business interest of the State," and directing said committee to report thereon to this General Assembly.

The importance of the subjects referred to this committee for their consideration can be realized at a glance when it is remembered that the people of this State pay annually to the fire insurance companies doing business in this State the vast sum of about \$4,000,000.00; to the life insurance companies, about \$4,500,000.00, and to the benefit and industrial companies, \$2,000,000.00, and to the fidelity and casualty companies, \$500,000.00, making a total of more than \$11,000,000.00 paid annually by our citizens for insurance on their lives and property; including what is paid for guarantee, fidelity, casualty and other and different forms of indemnity.

A very large proportion of our citizens in the cities and many in the country carry some form of life insurance, either as a protection to their family in case of death, or as an investment for profit, or both, and possibly the class who carry life insurance for both indemnity and investment form the major portion of life insurance policy-holders.

But while the number who carry life insurance is quite large, it by no means compares with the proportion of the property owners of the State who carry fire insurance. For while the life insurance question is one of great value to the beneficiary of the insured in case of his death, the fire insurance question is one of the vital interest to the property holder at all times, and the more valuable the property—and the more suitably located as to value—the more important to have it covered by insurance.

In fact, the fire insurance question is so closely associated with the business and commercial interest of the country that the credit of the merchant, manufacturer, broker, grain or cotton dealer is to a large extent measured by his ability to keep himself fully insured against loss by fire, thus protecting the rights and demands of his creditors.

A system that costs the people of the State more than \$11,000,000.00 per annum, and yet is so essential for the protection of the peace and happiness, prosperity and property of its citizens, demands the most careful consideration and the most watchful supervision at the hands of the Executive, Legislature and Judicial Departments of our State Government.

In order to discuss these subjects somewhat systematically, we will divide them into three subjects and treat them under the three general heads of Fire Insurance, Life Insurance and State Insurance, meaning, of course, by the latter subject, to consider the question of "Whether the State, as a matter of public policy,

should, and under the Constitution could, engage in the fire insurance business, by collecting premiums from all who desire to insure with it upon a certain schedule basis, and agreeing to pay the loss incurred by the insured in case of fire.”

### FIRE INSURANCE.

The vital principle of fire insurance is indemnity against loss.

The loss is the fair value of the destroyed property at the time of the fire, *i. e.*, what it would cost the assured to restore or replace the property at the date fixed by the fire.

Our worthy Insurance Commissioner, in his report to this General Assembly, very wisely said: “The question of fire insurance is one of vital consequence to our commercial life. Fire insurance, which in its initial conception is indemnity against loss, has become, in addition, a basis of credits, and is, therefore, closely interwoven with our business fabric. The fire insurance premium must be figured by the business man as one of the necessary expenses of his affairs.”

Nor is the fire insurance business of recent origin, for fire insurance companies have existed in one form or another for hundreds of years.

And while the fire insurance business is a private affair between the company and the insured, yet, because of their inclination to combine their influence, and their experience ratios, and other interests, coupled with an opportunity to form a combine or trust to control rates, etc., the several States have long since declared their right to regulate and control them, for the protection of the public.

No business, not even the business of a national bank, is subjected to such scrutiny by the State as the fire and life insurance business.

“Every company,” writes Mr. A. F. Dean in his “Rational of Fire Rates,” “is compelled to lay its affairs open to public scrutiny,” and “this publicity prevents any possibility of concealment of any material fact, and in this publicity the people have an absolute safeguard against monopolistic rates.”

And yet, with all of Tennessee laws, looking toward absolute publicity, and with the watchful eye of our Insurance Commissioner ever upon them, yet the Commissioner, in his report to this General Assembly, says:

“Statistics show that the average premium rate charged for this State is higher than the average rate charged in most of the other States. The rates here, in my judgment, are too high, and constitute a burden upon our people. On the other hand, the fire

waste, as shown by sworn reports of the companies, has at times been very large.”

We bear testimony of the truthfulness of a part of the above statement, *i. e.*, that the rates charged here are higher than most of the other States, if the testimony of the many witnesses that are before us are to be given credit, and we further agree with the Commissioner that the fire insurance rate is a burden, and also that the rates are high, but whether too high or not, under existing circumstances, is the question in this investigation.

If it be true, as shown by the report of the Commissioner, that the rates are higher in Tennessee than in most of the other States, and also that the fire waste in Tennessee is greater in proportion than most of the other States in the Union, let us inquire into the reasons for this abnormal condition, and see if we can in any way relieve the situation by legislative enactment.

#### FIRE INSURANCE RATES IN TENNESSEE.

No subject of general importance has occupied the attention of the business men of Tennessee for the past two years more than the subject of fire insurance rates. And especially has this been true because of the fact that the rates on nearly all character of risks have materially increased in Tennessee in the past two years.

So impressed were the business men of the State of Tennessee that some relief was necessary in order to relieve the burden imposed upon them by the fire insurance rates that on May 17 and 18, 1906, a convention of business men was called, and held in the city of Nashville, Tennessee, by delegates from almost every municipality and county in the State, for the purpose of devising ways and means of reducing these rates and improving insurance conditions generally throughout the State.

These unfavorable conditions, being brought to the attention of the two dominant political parties in the State, a plank on this subject found its way into each of the platforms of said parties. The plank in the Democratic platform referring to fire insurance is as follows:

“We favor the enactment of such laws as will tend to reduce the fire hazards in Tennessee, establish more rigid requirements in building construction, reduce incendiarism and compel competition among insurance companies, so that fire insurance rates now onerous on our people may be reduced.”

The plank in the Republican platform on this subject is as follows:

“We heartily commend the organized and united efforts of the business men of Tennessee to secure relief from the oppressive

rates being paid for fire insurance, and to the business interests we pledge our support and co-operation."

It will thus be seen, and no one undertakes to deny, that the fire insurance rates in Tennessee are out of proportion to what they should be under normal conditions, but the question is, what can be done by this Legislature to remedy it?

#### REMEDIES TO REDUCE FIRE INSURANCE RATES.

The remedies offered by the companies themselves can be summed up under two general heads: First, repeal all laws restricting and prohibiting the companies from making such contracts as they desire with the insured; and, second, pass such laws as will compel the insured to care for and protect his own property against loss by fire. And these remedies seem to have been endorsed by the Business Men's League at Nashville, in their convention held in May, 1906, to a very great measure; and that being true, let us carefully examine into the recommendations made by the companies and the Business Men's League and see whether or not they are founded upon good reason and sound public policy.

The recommendations of the Business Men's League, in substance, were as follows:

First, a law that will give, under proper restrictions, the right to a surplus line company to inspect a risk or adjust a loss in this State.

Second, a fire marshal law, making it compulsory upon the fire marshal to investigate the origin of every fire, and if there is reason to believe that such fire was of dishonest intention, to turn over the facts to the prosecuting attorney of the county where the fire occurred, for investigation and prosecution, where necessary.

Third, that a law be enacted permitting without restriction the use of the average, co-insurance, iron safe and three-fourths value clauses, provided the same shall be at the option of the assured and be attached to the policy by way of a rider.

Fourth, the enactment of adequate building laws, including standard flue and chimney, restricting boiler house exposures, specific method of electrical installation and maintenance, and standard skylights and gratings for mercantile buildings.

Fifth, that an Act legalizing the form of policy which is the standard fire insurance policy of the State of New York be passed.

Sixth, that an Act which will compel a fire insurance company, through its agent, to furnish upon request of the policy-holder

a schedule showing the basic rate, and any such deficiencies as are charged for, be passed.

Seventh, an Act authorizing and encouraging the organization and promotion of home stock fire insurance companies and home mutual fire insurance companies.

Eighth, that every encouragement be offered to mutual fire insurance companies of other States to enter this State.

Ninth, that a law declaring that no insurance company shall knowingly issue any fire insurance policy upon property within this State for an amount which, with any existing insurance thereon, exceeds the fair value of the property, be passed.

Tenth, that a law be enacted granting the right to all fire insurance companies to insure sprinklers, pumps and other apparatus erected or put in position for the purpose of extinguishing fires, against damage, loss or injury resulting from accidental causes other than fire; also against damage by water or otherwise.

Eleventh, that a law be enacted that in all insurance against loss by fire the conditions of insurance shall be stated in full in the face of the policy.

Twelfth, that laws be enacted securing greater publicity in the affairs of fire insurance companies.

#### SURPLUS LINE COMPANIES.

There appears to be somewhat of a demand in favor of giving to the surplus line companies the right to inspect a risk and adjust a loss in this State, and upon principle it appears to be right, for the reason that on many of our large buildings, manufactories, elevators, etc., the owners cannot obtain all the insurance they desire and are entitled to from the companies doing business in this State, and hence it becomes necessary to place a portion of their business with companies not authorized to do business in this State, and therefore, in justice to these large insurers and the companies that do business with them, it seems but just and fair that they should have the right to adjust their loss when one occurs under our laws.

#### FIRE MARSHAL LAW.

There is little doubt that incendiarism is the cause of at least a portion of the fires that occur in our State, and just what proportion cannot be arrived at with any degree of certainty, for the reason that the man who burns his property seldom furnishes the proof of that fact, for, like the old negro who was charged with stealing chickens, when the judge asked him to bring around

his witnesses, he replied: "I never carries witnesses wid me when I goes to steal chickens."

But, though the fires that occur by incendiarism may be regarded as few in number, yet the amount of the loss of a few such fires may very materially affect the rates of insurance in the State if they are based upon the losses incurred. The only remedy offered to stop incendiarism, either by the companies themselves or by the Business Men's League, is the enactment of a fire marshal law, whereby it will become the imperative duty of some officer of the law to fully investigate and report the cause of such fire, whether it be of suspicious origin or not.

This cannot well be done by the companies themselves for the reason that unless their proof is absolutely clear of the guilt of the insured, the insured, by reason of the prejudice against these companies, will usually go free, and the companies thereby become liable for heavy damages for malicious prosecution. This, however, will be eliminated in case the State itself makes the investigation, and if a prosecution becomes necessary, but should fail, the State cannot be held liable for damages, but will only have to bear the costs of prosecution, as it does in all other criminal cases.

There is but little doubt that the enactment of a proper fire marshal law would tend to reduce incendiarism in this State, and thereby reduce the fire waste to that extent.

For that reason we recommend the passage of a fire marshal law that will make it the duty of some officer of the law to investigate and fully report on every fire that occurs, whether of suspicious origin or not, and further requiring him, in case there are any suspicious facts connected with the origin of said fire, to report said facts to the prosecuting attorney of his county, whose duty it shall be to investigate and prosecute said cases when proper.

#### THE USE OF THE CLAUSES.

There are certain clauses which the insurance companies, when not prevented by statute, insert into their contract of insurance, for the purpose of limiting the amount of their liability, imposing upon the insured some obligations, or for the purpose of giving to them some additional rights, otherwise not given them under the laws of the land. Among these clauses are what is termed the average clause, three-quarter value clause, iron safe clause and co-insurance clause. The average clause, which provides for a kind of blanket policy, covering two or more buildings, where the goods, merchandise or other property of a single person, firm or corporation are stored, and the contents thereof

are being more or less shifted from one building to the other, for business purposes, seems to be a reasonable and proper contract, in the interest and for the benefit of the business men. We therefore recommend the passage of such laws as will permit the use of this clause.

It is said that the object of the three-quarter value clause is to cause insured himself to carry a part of the risk in unprotected districts, where the loss is generally a total one, and the companies assert, as an inducement to the repeal of the laws prohibiting this clause, that if permitted to use it, it will materially reduce the rates on country property.

The rule that the insured should carry a part of his own risk is, in our opinion, the correct principle in fire insurance, and founded on sound public policy. But where the insured pays the companies for full insurance upon his property, and afterward the company refuses to pay the full amount thereof, then and in that event, we deem it an injustice to the insured to retain the full amount of the premium collected, and at the same time decline to pay the full amount of insurance carried.

We would therefore recommend that the company be permitted to use the three-quarter clause in unprotected districts, provided it was specifically and plainly written in the face of the contract, that insurance could only be carried to the extent of three-quarters of the value of the property, and provided further, that should the insured ascertain at any time that he had paid for insurance on more than three-quarters of the value of his property, then, and in that event, upon making sufficient and proper proof, as required by law in other civil cases, he shall be entitled to recover back from the company the amount he has paid for insurance in excess of three-quarters of the value, on all contracts in which three-quarter value clause was used and made a part of said contract.

The next clause which the companies insist upon is what is known as the "iron safe clause," which provides that each country merchant shall keep a set of books, and take an inventory of his stock of goods at least once in each year, and shall either keep his books in an iron safe, when he is absent from his store at night or at any other time, or shall remove the said set of books from the said store to his dwelling or other place for safe keeping in case of fire. This, in the opinion of this committee, is a reasonable and fair regulation, for it simply requires that the country merchant will have at hand, at all times, in case of fire, his books, from which he can make an intelligent and satisfactory statement to the company of his losses, and certainly it is but just, when you require the companies to pay their claims



promptly, that they should have an itemized statement from the insured of his losses, in order that they may compare his figures with those of the wholesale merchant, or other persons, to ascertain whether or not the claim made by the insured is a just one, provided the stipulations and conditions of the "iron safe" clause shall be set out in full upon a rider, and notice directed thereto.

But the controlling reason why we recommend the passage of the "three-quarter value clause" and the "iron safe clause" is because of the fact that the companies now refuse to write many of the unprotected risks, and those that they do write the rates are so very high that they are almost prohibitory, and it is claimed by the companies if these clauses are permitted that they will write the country risks, and that at a much lower rate than is charged at present.

This we deem of very great importance, especially to the country merchant, as well as to the wholesale merchant who sells him his goods, or stock of merchandise, upon a credit, for the reason that the insurance is not only very essential to the safety of the country merchant, but it is equally essential to the wholesale merchant, who would often be unable to collect his claims against the country merchant, in case of fire, unless he is protected by a fire insurance policy.

The next clause insisted upon by the companies is what is known as the "co-insurance clause," in which the same object is sought by the companies as in the three-quarter value clause, but in a directly opposite course.

The co-insurance clause requires merchants in protected towns and cities to carry a certain per cent. of insurance upon their stock of merchandise, generally about eighty per cent., and in case of their failure to do so, the contract requires the merchant, in case of a partial loss, to bear the proportion of the loss that the amount that he is required to carry bears to the whole value of the property. It will readily be seen that in case of a total loss the co-insurance clause does not in any way affect the amount of the recovery, but in all cases of a partial loss it does affect the amount of recovery, unless the insured is carrying the amount of insurance required by the co-insurance clause.

The only reason that we can see for recommending the repeal of the law that permits the use of this clause is the fact that the companies assert that it will reduce the rates in protective districts, and if so, and the amount of reduction in rates is equivalent to the amount of the benefit derived therefrom by the companies, then and in that event, we see no objection to the use of the clause.

We would therefore recommend that the companies be per-

mitted to use these clauses when the insured is willing to accept them, and has been given the option of accepting either a full face value policy or a policy with the co-insurance clause contained therein.

#### STANDARD BUILDING LAWS.

The importance of strict standard building laws cannot be overestimated, for the reason that possibly nothing contributes so largely to the great fire waste in Tennessee as the character of the buildings that have been constructed. Until of recent date no laws of any character have ever been passed in the State regulating the kind and character of buildings that could be constructed therein, but of recent years most of the larger cities, and some of the smaller towns, no doubt, do much toward reducing the fire waste in those cities and towns.

While, of course, we fully realize the great difficulty in undertaking to enforce strict building laws outside of organized cities, yet the necessity for the enforcement of proper building laws exists, and in the organized towns and cities they can, if the public officials are so inclined, enforce them, and thereby reduce the fire waste on buildings hereafter constructed to a very large extent.

We therefore recommend the enactment of such laws as will tend to cause the people to construct better buildings, and especially better flues and chimneys, and also we recommend such laws as will give to the public officials proper and adequate power to enforce the building laws hereafter enacted.

#### STANDARD FORM OF POLICY.

It appears to be the desire of practically all the fire insurance companies that the State of Tennessee enact a standard form policy, which standard form they desire to be the same as the New York standard form policy, and the Business Men's League, in their convention, endorsed that form of policy. Practically all the fire insurance companies doing business in Tennessee now use the New York standard form of policy already, so the enactment of a law requiring them to use that form of policy would do nothing but require them to use a form of policy that they are already using from choice, so far as the form itself is concerned.

But this New York form has a multiplicity of conditions, limitations, restrictions, prohibitions, and other unnamed clauses in its policy contract, all of which affect in some way or another the policy-holder's right.

Inasmuch as the companies are already using it from choice and desire that it shall be adopted by our State, there is cer-

tainly nothing in the contract of the New York form that is objectionable to the companies, and a reasonable conclusion to be drawn from this is that all of the clauses in the policy above described are for the benefit and protection of the company. But what of the policy-holders? The Supreme Court of Tennessee, in its wisdom, after due consideration, and after a long line of decisions, has come to the conclusion that a number of the clauses contained in this New York form are unreasonable regulations and restrictions upon the rights of the policy-holders, and are against public policy, and for that reason, as a matter of right and equity between the company and insured, have held that these clauses were not binding upon the insured, either in whole or in part, and have thereby read them out of the contract as a part of the agreement between the insurer and the insured. If the company is satisfied with this contract, but the Supreme Court thinks part of it unjust, unfair, and inequitable to the insured, then why should he, after having given it much less attention, time and consideration than the Supreme Court of our State has done, arbitrarily decide that it is for the interest of our people to enact this standard form into a law, and thereby place upon the people all of the unreasonable, unjust and unfair regulations read out of the New York form of contract by our Supreme Court?

In addition to the above, we are of opinion that there is one clause in the New York form that has not been wholly inoperative by our Supreme Court, that is unjust, unreasonable, and against sound public policy. That is the clause requiring the insured, in the event of a disagreement as to the amount of loss, to enter into an arbitration of appraisal, whether he so desires or not.

In case of a loss by fire the insured has his rights, and the insurer its rights, which is not different in general from the rights of other creditors and debtors, and therefore these insurance contracts should stand on no higher grounds than other ordinary contracts, and it should not be within the power of either party to the contract to determine how the other party shall arrive at an agreement outside of such provision as is made by the general law of the land for determining such controversy.

This clause would certainly be proper and right should both parties desire to arbitrate their differences, rather than submit their claims to the courts of the land, but it certainly ought not, in our opinion, be in the hands of one party to fix the form, and oftentimes control the tribunal that determines the rights of the contending parties.

In case of a fire, the company has its legal advisers, adjusters,

special agents, arbitrators and appraisers already selected in many cases, and they are men of the very highest skill, thoroughly experienced, and fully understanding all of the tactics necessary to save the company's money in the adjustment of the loss, while generally the insured is inexperienced, and does not thoroughly understand what is necessary to be done, and when informed by the company's agent what to do, usually selects some good friend to look after his interest, whose intentions are generally to have the company pay him the full price of the insured's loss, but on account of his inexperience and lack of understanding of the contract, the company's appraiser often gets the best of him, either in the selection of the umpire, or in arriving at the values of the property destroyed and being appraised.

For these reasons, we recommend that the standard form of policy be not adopted, and that the arbitration clause be declared inoperative by law in this State.

#### BASIC RATE AND DEFICIENCIES.

The rate on insurance on all property is fixed by a schedule system of rates. And while there are a number of systems in use in this State, yet, so far as we have been able to ascertain, all systems have a basic rate, or a minimum rate, for certain classes of property, situated under certain conditions. This basic rate, of course, varies much because of the fact that conditions and surroundings very materially affect the physical hazard, but from this basic rate the premium to be charged is made up by the inspector by applying the basic rate to the particular property, and if the property comes up to the standard required in the rule on which the rates are figured, then and in that event, the premium will be fixed by the basic rate, but in case of deficiencies in the building, such as open stairways, unenclosed elevator shafts, improperly constructed partitions, or any other defect that adds to the hazard of the risk, extra charges are placed on this piece of property, for each and every one of these deficiencies, and when added together they all constitute the greater premium charged insured for insurance on this piece of property.

Therefore, we recommend that an Act be passed which will compel fire insurance companies, through their agents, to furnish upon request of any policy-holder a schedule showing the basic rate, and the amount charged for each deficiency. And in case the policy-holder, at any time during the life of the policy, cures any of the deficiencies enumerated in his schedule of rate premium, that the company be required to refund to him that proportion of the extra charge for such deficiency that the re-

mainder of the term of the policy bears to the whole term, less a reasonable charge for expenses on that particular deficiency.

#### HOME STOCK FIRE INSURANCE COMPANIES.

The Business Men's League, in their convention at Nashville, recommended the passage of such laws as would encourage the organization and promotion of home stock fire insurance companies. We heartily concur with that convention in this view, and recommend the passage of such laws as will effect this end, provided it is consistent with good business methods and along safe lines.

#### HOME MUTUAL FIRE INSURANCE COMPANIES.

The Business Men's League, in its convention, also recommended the passage of laws that would encourage the establishment of home mutual fire insurance companies, and they further recommended that encouragement be offered to mutual companies of other States as well, and therefore we will treat the whole subject of mutual fire companies under one head in this report.

There is no doubt but that the small farmers' mutuals that are operating in the different counties of this State are doing a good work, and should be commended, because they are furnishing indemnity and protection on certain classes of property at a very low rate indeed, ranging in many instances from fifteen to forty cents on the hundred dollars on farm residences and barns for a series of years. There are likewise a number of mutual companies operating in other States on quite a large scale, that confine their risks to selected and preferred properties, that are doing a very successful, as well as a highly commendable, line of business, and that at a reasonable premium rate as compared with the old line stock companies, and therefore we desire to endorse the mutuals above referred to.

But we are of opinion that a mutual fire insurance company should not undertake to do a general line of insurance on all character of property, but should confine its operations to country property, scattered, selected and preferred risks, as these mutuals, now operating in this State, appear to be doing.

A man who goes into a fire mutual really goes into the fire insurance business. He would not buy stock in a regular fire insurance company, even though his liberality is limited to the amount of his subscription, and the business is regulated by the State insurance departments and along established lines. Yet, though perhaps on a smaller scale, he is just as much in the fire insurance business in a mutual company as though he were a

large holder in a stock company, but with the great difference that his liability is unlimited and his protection inferior.

The business man, or property man, is generally interested as much, if not more, in the quality of indemnity he is buying, as in the rate of premium he is paying. This rests largely upon cash assets, and on this basis many of the mutual companies are sadly lacking. All there is back of them is the promise to assess the other members in case of a loss, and the policy-holder is left to the chance of whether they will meet the assessment.

No one understands the dangers incident to this character of business more than the mutual companies themselves. The big Eastern mutuals are now writing a great many risks they would not touch before, but they are business houses, office buildings and other modern buildings, constructed especially so as to reduce the fire hazard, as well as sprinkled risks, and other selected and preferred properties, but they are especially careful to stay out of the congested centers of the large cities, and are undertaking as far as possible to avoid the conflagration hazard, which is their most serious peril.

The first care of the Legislature of the State, in matters of insurance, should be the passage of laws which will make every contract of insurance one of absolute security, if possible, and to prohibit any company or association from contracting business which cannot meet this requirement. The wisdom of this requirement cannot be questioned when the very large number of failures of companies of this class is considered.

We do not intend to say that the State mutuals that are now operating in this State are not conducting themselves along liberal and safe lines, for we are constrained to believe that they are; but what we do propose to say is that, in our opinion, a mutual company, undertaking to do general insurance, as to all and every character of property, both in the large cities and in the towns and country, is not of sufficient stability, and has not sufficient backing, to commend this character of insurance to the public as both profitable and safe.

However, we do not mean to discourage the organization of mutual companies for the purpose of carrying such risks as it is safe and proper for them to handle, for there is no doubt that these mutual companies have a very good effect upon the public by forcing the stock companies to meet their premium rates when they come in competition with them.

There are numerous cases cited in the different insurance journals, many of which have been brought to our attention, where these mutual fire insurance companies have forced the old line companies, known as the stock companies, to lower their rates on

certain classes of risks, in various cities and States, because of the competition of the mutual companies.

We therefore recommend the passage of such laws as will promote the organization of such mutual companies as can be safely conducted by engaging in the insurance of selected and preferred risks, and we also recommend the passage of such laws as will encourage the strong mutuals of other States to enter our State, as a means of competition looking toward the regulation of the rates of the stock companies.

#### OTHER INSTRUCTIONS.

The Business Men's League further recommended the companies be not permitted to write insurance which, together with the other insurance on the property, should exceed the fair value of the property. This is certainly a good recommendation, and we heartily concur therein.

They further recommend that a law be enacted granting the right to all fire insurance companies authorized to do business in Tennessee to insure sprinklers, pumps and other apparatus erected or put in position for the purpose of extinguishing fires, against damage, loss or injury resulting from accidental causes other than fire, also against damage by water or otherwise.

We are somewhat in doubt as to whether fire insurance companies should be permitted to do a casualty business as well as the fire insurance business, but if the companies are willing to carry this risk along with the fire risk, and that without additional cost, or at an additional cost, if agreed to by the insured, we see no reason why we should not give them the right, under the law, to do so.

The Business Men's League further recommended that the contract of insurance shall be fully stated in the policy itself, and that the application, nor the by-laws of any company, shall be considered as part of the contract, unless written into, or incorporated in, the contract itself in full. We believe this to be a good recommendation.

The last recommendation of the Business Men's League was the passage of laws securing greater publicity in the affairs of fire insurance companies. There are many reasons why this recommendation should be followed, and we unhesitatingly recommend to the Legislature that such laws be passed as will bring about the desired end in this respect.

#### IS THERE A FIRE INSURANCE TRUST?

The belief has grown to be general in the business world that there is a fire insurance trust, formed for the purpose of con-

trolling the rate of premiums to be charged the insured, and for other purposes beneficial to the company, and sometimes, if not always, detrimental to the insuring public.

Whether this is true or not is a matter that is not easy of determination. There are many things that serve as pointers or circumstances tending to establish this fact, and yet this is most positively denied by the companies themselves, as well as by their agents, many of whom we know to be men of the highest character and strictest integrity.

There have been some strong reasons to believe that these companies had formed a trust, prior to the passage of the Anti-Compact Law, and this belief, supported as it was by the fact that all the companies were writing upon the same schedule of rate, and that under the Kentucky and Tennessee Board, which originally had the fixing of rates in Tennessee, agents were penalized by having heavy fines assessed against them should they dare to vary from the rates fixed by that board, caused the passage of the Anti-Compact Law by the Legislature in 1905.

#### ANTI-COMPACT LAW.

The Anti-Compact Law, passed by the General Assembly of the State of Tennessee in 1905, being Chapter 479 of said Acts, provided in effect as follows:

“That it shall be unlawful for any two or more fire insurance companies doing business in Tennessee, or any two or more agents or representatives of fire insurance companies doing business in Tennessee, to enter into any contract, compact or agreement looking to the maintaining of any specific rates to be charged for insurance on any property located in this State; provided that this Act shall not be so construed as to prohibit the formation of associations of fire insurance agents in any city, town or county in this State for the purpose of minimizing expenses by the employment of joint inspectors or experts for preparing rating schedule and designating improvements, with a view to the reduction of the costs of insurance; *provided*, that all rates which may be suggested through such associations shall be advisory only, and not binding on any member thereof;” and further providing the penalty for the violation thereof.

The effect of this Act was to force the Kentucky and Tennessee Board of Underwriters to retire from the State of Tennessee, and to cause the companies to make some other arrangements to fix the rates of premiums to be charged.

The companies, through their agents, in the four large cities of the State have employed expert inspectors, as they are called, but who are in reality not only the inspectors, but the rate



makers for the companies in those cities, and while the inspectors appear to be following the law, and fix their rates only for advisory purposes, and with no intent to undertake to force the agents to use their rates, yet the practical result is the same to the public, for the companies themselves seem to have agreed, either collectively or individually, to follow the rates advised by the inspector, and the proof shows that in almost every case, with the rarest exceptions, these rates are followed to the cent, and thus the effect of the Anti-Compact law is to a great extent, if not totally, impaired.

Outside of the four big cities, the companies seem to have equally agreed, whether collectively or individually we cannot state, to buy the rates fixed by a certain organization known as the Tennessee Inspection Bureau, located in Nashville, Tennessee, and the companies seem also to have followed the rates fixed by this Bureau as punctuously and as scrupulously as they followed the rates fixed by the old Kentucky and Tennessee Board.

Whether the rates fixed by the Tennessee Inspection Bureau are valuable to the companies or not, where the Bureau has not made a personal inspection, seems hard for us to determine, for the reason that we fail to see the value of the rates or any rate-making company until an expert has inspected and passed upon the risk, and yet, as a matter of fact, the proof clearly shows that many of the companies began to pay the Tennessee Inspection Bureau one and a quarter per cent of its gross premiums in the territory under its jurisdictions, before that Bureau had inspected more than one or two towns in the State, and therefore this fact tends to convince us that there must have been at least a tacit understanding, if nothing more, upon the part of the companies to follow some uniform rate of premiums throughout the State of Tennessee.

We would further suggest that it seems to be decidedly the opinion of not only the best and most intelligent insurance agents throughout the State of Tennessee, but also of the best informed citizens that appeared before our Committee, that the rating experts who fixed the rates of premium to be charged on the property of any locality should be done by an expert who lived in the vicinity and who understood the physical as well as the moral risk surrounding each piece of property in the neighborhood.

The Insurance Commissioner is of the opinion, and he is in a position to know, that the Anti-Compact law has done much good "in preventing concerted advances and preventing censorship of rates charged, and preventing the penalizing by other

companies of any company which does not follow the given rate," and in this we very largely concur in his opinion.

However, there is much of plausibility and reasonableness in the position taken by the companies in opposition to this law.

They say that "the leading and progressive companies, realizing that the old method of measuring fire hazard by "thumb rule"—of guessing at the value of this or that improvement—was unfair, unscientific and unsatisfactory to the insurer and insured alike, have combined in the expense of establishing and maintaining laboratories and experiment stations."

That "no one company could afford to maintain these departments so essential for modern underwriting and helpful to the public. The passage of the Anti-Compact law makes it a crime for the companies to combine in making use of and applying the knowledge thus gained, in the making of rates. It costs no more for a man to apply a schedule for 150 companies than for one, and if the public is interested in lower rates, it must be equally interested in reducing the expenses of the companies."

While we fully agree with the companies in the logic of their conclusion, we are, however, of the opinion that they obtain all the benefit to be derived from this combination of effort, skill, experience and cost under the system of expert rating now in operation in Tennessee, and whether the companies have heretofore actually had a trust or not, it certainly cannot be insisted that the fire insurance companies are any more unlikely to engage in trust methods than other great companies engaged in other business, and therefore there certainly is as much reason for legislating against fire insurance trusts as exists for legislating against other forms of combine and trust. For without this legislation it is certainly within the power of the companies to form the trust if they so desire, and with this legislation, the State has at least some power to restrain this evil, if occasion should arise to invoke it.

We therefore concur in conclusion reached by the Insurance Commissioner in his report, when he says with reference to this law, "It is founded upon sound public policy as consistently enunciated through other laws of the land. If by any amendment to the law its purpose can be made more effective, such amendment should be had."

We therefore recommend that the Anti-Compact law remain on our statute books, as at present, with such additional amendments as shall make its enforcement more certain and effective.

#### RESIDENT AGENTS' LAW.

The Resident Agents' law, which was enacted in 1899, required every policy of insurance, written on property in Tennessee, to be countersigned by a resident agent of the State, who shall receive the full commission thereon.

The purpose of the law was two-fold in its nature; first, to protect our agents at home and prevent the companies from writing business over their heads, and thereby cutting them out of a commission which they believe themselves to be justly entitled to, and secondly, to more effectively collect the taxes due the State on all insurance premiums, by thus causing these policies to be countersigned by an agent in the State, thus making it a Tennessee contract, and constituting the premiums received as money collected on insurance written in Tennessee, on which the tax of  $2\frac{1}{2}$  per cent in favor of the State could be collected, and thereby solving the question as to whether or not the companies would be liable for premiums received on contracts on insurance on Tennessee property, where the contract was made in another State. While we commend both of the motives that inspired the passage of this act, yet this committee has heard much complaint throughout the State from those seeking insurance, that this law has had the effect at times of preventing them from placing advantageous contracts abroad, and that, too, in some cases, where they could not get the insurance at all in the resident agents' companies. Therefore, we must again concur with the Insurance Commissioner in his conclusion upon this law, that "the general public is entitled to first consideration and any special consideration to any class must yield to the general interest," and therefore we recommend the repeal of the Resident Agents' law.

#### LOSS RATIOS IN TENNESSEE.

In conclusion, on the question of fire insurance, we would say that from the reports of the companies doing business in this State for the past twenty years or more, it appears that the fire insurance business has been an exceedingly unprofitable one. The special cause for this is altogether problematic, but the general reason assigned therefor is because of the great fire waste in Tennessee. Of course, it goes without argument, that the fire waste is not only the basic reason for wanting the insurance by the public, but it is, indeed, the basic principle upon which the rates are fixed, and it necessarily follows that in a State whose loss ratio is as far above the average as that of Tennessee, the rates will be much above the average of the rates charged in other States.

We have, therefore, recommended the passage of laws that will cause better buildings to be erected, and safer flues and chimneys to be constructed, in order to reduce this fire waste as much as possible. And we further recommend to the various towns and cities throughout the State, that they enact such building laws, and maintain such fire departments, within the scope of their ability, as will materially aid the State of Tennessee in its effort to reduce the great fire waste in this State.

But we would further respectfully submit, that in our opinion, one of the reasons why the companies, as a whole, have failed to make any money in Tennessee, as well as in some other States, is because of the fact that they permit their expense ratio to become too heavy. And while we all admit that we know practically nothing of the expense of maintaining and operating a fire insurance company, yet it does appear to us as business men, that from thirty-six to forty-five per cent of the gross premiums received is a very heavy expense ratio to be borne by the insuring public.

The companies all claim that the expense ratio ranges within this limit, and that the expenses maintained by them are necessary and essential to the safe and proper management of their companies, but the experience of the mutual companies convinces us that this ratio could be reduced by the application of economical methods.

#### INSURANCE LAWS IN TENNESSEE.

While it is asserted, in a pamphlet issued by the Business Men's League, that Tennessee has the "poorest insurance laws and pays the highest rates, in consequence, of any State in the Union," we must beg leave to differ from that organization upon this question.

Of course, there are some laws upon our statute books relative to fire insurance that in our opinion ought to be repealed, as we have in this report heretofore recommended, but in the main the laws on our statute books regulating insurance companies are founded on sound reason and public policy. We also deny that the laws have had anything to do with producing the great fire waste in Tennessee, although other laws, which we herein recommend, we believe will have the effect to reduce the fire waste to some extent at least. But certainly the laws prohibiting co-insurance, the three-quarter value clause, the iron safe clause, the Anti-Compact law, and other laws of like character, have had nothing to do with our great fire waste, and therefore but little, if anything, to do with the losses that the companies

claim to have had, and no doubt have had, in Tennessee in the past.

Therefore, we desire to go on record as saying that we believe our people to be as just, honorable and trustworthy as the people of other States, while not claiming any higher virtue for them than the people of other States, and that being true, we recommend the passage of such laws as will serve to constrain and prohibit our people through negligence, wilful intent or otherwise from destroying their own property, or causing loss to the insurance companies; but we likewise desire to go on record as saying that we believe that insurance companies are usually controlled by men who are just as reliable and as honorable as the men who control other large financial organizations, but no more so, and that there is no more reason why the insurance companies should have all laws regulating and controlling their operations repealed than there is that all laws regulating and controlling other public serving financial institutions should be repealed.

This concludes our recommendation upon the question of fire insurance, arrived at after a long, continuous investigation, running over a period of more than twenty days, and we therefore ask the General Assembly in the State of Tennessee to put into laws such recommendations as we have heretofore made, in the belief that it will result in great good to the public, and a financial saving to both the public and the insurance companies.

#### LIFE INSURANCE.

The subject of life insurance, in its ordinary and generally accepted scope, as at present applied—combining as it does both indemnity and investments, presents one of the most complex and difficult problems of modern financial undertakings.

Indeed, so complex and difficult is this question that a large majority of our citizens who put their money into life insurance contracts understand but little, if anything, about the nature of their contract, and the amount they are to receive from the insurance company in case they live to the termination of the contract period, and for that reason it is all the more important that the States should exercise some regulating supervision over these contracts to see that the public are honestly treated by these big companies.

“The investigations of life insurance companies that have taken place during the last two years, with the consequent revelation made thereby as to improper conduct of some of the companies, seemed to have aroused the Insurance Commissioners of various States, and properly, to vigorous efforts for the pro-

tection of policyholders in their respective States generally. It became evident to these gentlemen and to the public that new legislation for the proper regulation and government of life insurance companies was necessary. Even our Federal government became solicitous and interested to such an extent that the President of the United States, realizing the necessity for legislation, and recognizing the importance of having such legislation by different States uniform, urged that conference of State Commissioners, as well as Governors of States and their respective Attorneys-General, should be held for the purpose stated."

"Such conference was called and held at Chicago in February, 1906, and after careful deliberation extending over a week a committee of fifteen of the most prominent Insurance Commissioners was appointed to further confer and recommend to the Legislatures of the different States for enactment such laws as to them seemed appropriate and valuable towards the desired end of protection to policyholders."

It is a matter of considerable pride, or at least should be, to the citizens of this State that our own Commissioner of Insurance was not only a member of this Committee of Fifteen, but is regarded by the insurance world, and all other thinking persons who have followed the deliberations of that committee, as one of the strongest men on that committee. Therefore, we feel that it would be a radical presumption on our part to undertake to improve upon the conclusions of that committee, after it had devoted a year of thought and consideration to these complex questions, and had had four meetings, spending weeks in thorough discussion of what these recommendations should be.

We will therefore treat all the bills that have been introduced that are in harmony with the recommendations of the Committee of Fifteen in one group, with the exception of two or three of the bills that will be treated later under a separate head, and give our special reasons therefor.

#### COMMITTEE OF FIFTEEN BILLS.

The bills that are in harmony with the recommendations of the Committee of Fifteen, with some slight changes, are Senate Bills Nos. 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186 and 187. Most of the conservative companies have but little objection to any or all of these bills, and are now willing that the recommendations of the Committee of Fifteen which have been presented to this Legislature, may be passed.

There are, however, some objections to all or some parts of the following bills, by some of the conservative companies as well as by other companies. These bills are Nos. 176, 178, 182, 183, 184,

185 and 186, and consequently they will be considered separate and apart from the other bills which have been endorsed by the Committee of Fifteen.

Practically all of the bills endorsed by the Committee of Fifteen seek to regulate, limit or define the rights and liabilities of insurance companies, and to prohibit and forbid misrepresentation and abuse on the part of the companies.

The bills to which there have been no valid objections presented to this committee are as follows:

Senate Bill No. 177, To regulate the disbursements of life insurance companies; Senate Bill No. 179, To limit the provisions of an insurance contract; Senate Bill No. 180, To define the status of persons soliciting insurance; Senate Bill No. 180, To prohibit the use of the funds of an insurance company for political purposes; and Senate Bill No. 187, To regulate the retirement of the capital stock of life insurance companies.

Without going into detail as to the merits of these various bills, we would report that in our opinion all of these bills just referred to are along the lines of reform that is essential at this time to regulate life insurance companies, and we therefore recommend that they be passed by this Legislature.

#### STANDARD FORM OF LIFE INSURANCE POLICIES.

We deem this bill, being Senate Bill No. 176, of far less importance than most of the other bills that have been considered by them. However, we will give you what we consider the controlling reasons why this bill was introduced and some of the possible advantages to result therefrom.

The argument offered in favor of the Standard Form is that the insurant may know what he is getting, and that when he is advised that he is using the Tennessee Standard Form he feels more secure in his contract because of the fact that the Legislature, in its wisdom, has placed the stamp of its approbation upon this form and pronounced it sound and fair to the insured.

This is in a large measure sentimental, for the reason that in our opinion men who buy insurance are influenced by the reputation of the company with which they are dealing, and the agent with whom they do business, than they would be by any enactment the Legislature might pass, which merely places the stamp of approval upon the form of contract. But if the Standard Form is worth anything at all, it should be not only permissible but enforceable. This bill merely makes it optional with the companies to use the Standard Form or not, as they prefer.

It is a well known fact that all forms of policy are calculated upon the standard mortality tables, therefore every dollar of

premium paid by an insurant for one form of policy purchases practically the same value, or benefit, when on the same interest rate basis, from an actuarial standpoint, as would be purchased under any other form of policy issued by the same company. Therefore, all policies being issued from the same actuarial basis, any policy written by any reputable company could be commuted into a cash policy in which the terms would be, dollar for dollar, the same as they would be if a Standard Form of policy had been purchased.

If the standard provisions are enacted into a law, companies doing business in Tennessee would be enabled to place upon their policies "Tennessee Standard Provisions," so that every policyholder would know that he was purchasing a policy with all of the provisions required by the State and with none of those excluded by the State.

We therefore recommend that Senate Bill No. 176 be not passed, but that the Standard Provisions for Tennessee be enacted, and that all companies be required to use them.

#### EXPENSE OF PROCURING BUSINESS.

The history of practically all life insurance companies is that it takes from one hundred to one hundred and fifty per cent of the first year's premium on all policies to place the business on the books of the company, and therefore it is quite clear that in many instances, if not all, where the insured fails to pay his second premium, or as it is termed "drops out," at the end of the first year, the company actually loses money by virtue of the contract with such an assurant. For this reason, the persistent policyholder has to bear the loss occasioned by the assurant who forfeits, or surrenders, his policy at the end of the first year, because the first year's business being written at a loss, and policyholders being the ones who pay all the expenses, the loss, of course, is compelled to fall upon the persistent policyholder.

To correct this wrong to the persistent policyholder, and equitably distribute the expense of each contract so that one class of policyholders would not have to carry the burden that belongs to another class of the policyholders, the actuaries have formulated many plans and devised many schemes looking to the solution of this important problem of life insurance.

#### ELEMENTS OF AN INSURANCE PREMIUM.

An old-line legal reserve life insurance premium consists of three elements, namely: The mortality element, or the amount necessary to pay death claims; the expense element, sometimes called "loading," out of which the expenses of the company are



paid; and the legal reserve, or that sum of money which is contributed for a certain number of years, and supplemented with compound interest thereon, at a given rate of interest, will accumulate an amount equal to the face of the policy.

The two elements, known as the legal reserve and the mortality fund, constitute what is known as the net premium, or the actual costs of the risk. The expense loading, of course, is simply an element to be used for paying the expenses of the company, and the assured is not supposed to derive any other or further benefits from this fund.

The legal reserve constitutes the largest element in the premium, and the company is required by law to keep it intact, and it is not to be disturbed except in the case of the death of the insured or the lapse of the policy.

Under the old plan, when what was known as the tontine method of insurance was in vogue—under which system the policyholder never participated in the reserve, if he lapsed before the end of his tontine period—all of the accumulations resulting from lapses were placed in the “surplus fund,” presumably for the benefit of those who remain faithful to the end of their tontine period.

The result was the companies built up large surplus accumulations that were held up to the world as assets belonging to the company, and they claimed the right to use such surplus as they saw fit, provided, of course, it was for the benefit of the company.

As competition grew stronger, and these great companies entered into a mad rush for great volumes of insurance, it became necessary to pay more for business in order to realize their radical expectations, and high pressure methods were employed by the companies to obtain business, and it thereby soon became apparent that these companies could not place the business on their books with the expense loading of the first year's premium, so they devised a scheme of using all of the first year's premium except the mortality element, which is very low the first year, in placing the business on their books, and borrowed from the big surplus fund which had been created under tontine methods, the necessary amount to make the legal reserve good on all first year policies.

This was a well devised scheme of robbing Peter to pay Paul, by taking out of the surplus fund, which belonged to the old policyholders, a sufficient sum of money to make good the deficit created by the contracts of the new policyholders.

### EVILS OF THE SYSTEM.

Under the light of recent investigation of the Armstrong Committee in New York, as well as the further development of life insurance studies by the public, it has become apparent that two great evils had grown in the life insurance business. One was the very large "surplus," which the companies were allowed to accumulate, without being compelled to make any specific accounting therefor, even to the policyholders or to the Insurance Departments of the several States. The second evil was the immense cost of new business, which the practices of the old companies with large surpluses had inaugurated, and which the younger companies were compelled to follow, or else be put out of business by the stronger ones, who not only had the surplus, but were willing and ready to use them, and did use them, to obtain new business.

### PRELIMINARY TERM SYSTEM.

To correct this evil, much thought and study has been given to the question of "paying for first year's business" in a proper and equitable way by the best actuaries of Europe and America.

A number of systems have been devised—too numerous to be mentioned here—but the one that has met with most favorable consideration, especially among the young companies, is what is known as the "Preliminary Term Plan," which operates substantially as follows: All of the first year's premium on all policies, including the mortality element, the legal reserve element and the expense element, is divided into two funds, consisting of the mortality fund, for the first year, which is always very small, and the expense fund which constitutes, in this case, all the balance of the premium for the first year, except the small mortality element, thus giving to the companies the right to use practically all of the first year's premium for expenses.

However, this can only be done by writing a one-year contract—for a one year term policy carries no reserve—and therefore the companies using this system divide their contracts into two terms, consisting of a contract for a term of one year, with non-participating benefit, save protection through the mortality fund, with the option on the part of the insured to continue his contract for the balance of the term stated therein, with full legal reserve, and participating privileges, for the remainder of the life of the policies.

In other words, this system provides for one year ordinary life contract, in which the insured pays a small sum for insurance, and a large sum for the running expenses of the company,

and begins his second year in no better conditions than when he first took out his policy, except that he had one year's protection.

While this system has been much used by the young companies and has no doubt saved many of them from wreck and failure, yet it has been criticised almost, if not quite as much, as the extravagant system of the old-line companies, or rather the big companies, which borrowed from the surplus fund belonging to the persistent policyholder, to pay the expenses of placing new business on the books of the company at a loss.

#### MODIFIED PRELIMINARY TERM.

So the "Modified Preliminary Term Plan" was inaugurated, whereby the Preliminary Term Plan was allowed on all policies that carried a small reserve, but only a part of the reserve was permitted to be used on the higher priced policies, which carried much larger reserve. Thus under the "Modified Preliminary Term Plan," the companies are permitted to use, for instance, on an ordinary life policy, the full Preliminary Term System, but on higher priced policies, where the reserves are much more, the companies are permitted to use only that part of the reserve that is equal to the reserve belonging to the ordinary life, and are required to place in the reserve fund the excess of reserve in these higher priced policies, over that belonging to the ordinary life.

Sometimes the standard is fixed by the twenty-pay life, or twenty-year endowment, instead of by the ordinary life, and the twenty-pay life is the standard fixed in the standard form of policy provided for in Senate Bill No. 176, which is even a more liberal system than where the ordinary life is used as a standard, because the reserve in a twenty-pay life or twenty-year endowment is much larger than in an ordinary life policy.

There is but little doubt that the Modified Preliminary Term Plan is a very liberal one for the old companies, and certainly furnishes them all the "loading" for the first year that they need, and possibly much more than they should have, but with the young and small companies, who have no surplus to draw on, and who likewise have more opposition on account of their assets not being equal to the older companies, probably more latitude should be given to them, for the reason that inasmuch as the most of their business is new, and the lives on which their policies are written are more recently selected, their mortality is not so great, and more liberality can be extended to them, in their expense element, as it will be to a large extent saved in their actual mortality losses.

Therefore, we recommend that a law be passed by this Legis-

lature in which all companies be required to place in the reserve funds of same companies, out of the first year's premiums, an amount equal to the full legal reserve on each policy written less the full legal reserve on a twenty-pay life policy of the same class.

#### SALARIES OF INSURANCE OFFICERS.

Senate Bill No. 178 is designed to regulate and limit the salaries and compensations of officers, trustees, agents and employees of life insurance companies, and to prohibit the granting of pensions by life insurance companies.

The purposes of this bill are to prevent extravagance and the improper use of the funds of an insurance company, and to that end this bill should be commended.

But Section 2 of said bill provides that no salary shall be paid any officer or agent of an insurance company more than fifty thousand dollars per annum, and further provides that in case any insurance company shall pay any of its officers as a salary more than that sum, said company shall not be permitted or licensed to transact business in this State.

Since the Armstrong investigation in New York, and it has been shown the immense salaries that many of the Presidents and Vice-Presidents were receiving from these companies, the amount of which in some instances reaches as high as one hundred and fifty thousand dollars per annum, and the public has in a very large measure condemned this extravagant practice, most of the companies have voluntarily reduced the salaries of their officers to fifty thousand dollars per annum, or less, and there now remains, as this committee understands, but three companies that pay any of their officers more than fifty thousand per annum, and they are among the largest companies, who handle hundreds of millions of funds belonging to the policyholders, and therefore there remains a strong doubt in the minds of this committee whether we should undertake to interfere with the inside workings and management of these companies, where they are limited in their expenses to the amount provided for in the Armstrong bill, which we consider to be reasonable and just—for this committee has no way of knowing or determining the value of the services of any of these officers to the policyholders.

Therefore we recommend that Senate Bill No. 178 be passed by the Legislature, with the amendment that Section 2 be stricken out, and the bill be renumbered to conform thereto.

SENATE BILLS NOS. 182, 183.

Senate Bills Nos. 182 and 183 will be considered together, for the reason that they bear upon kindred subjects. Senate Bill No. 182, being a bill "to prohibit corporations and stock companies from acting as agents or representatives of insurance companies," and Senate Bill No. 183, being a bill "to prohibit life insurance companies, their officers and agents, from making employment contracts, and from giving, selling or purchasing stocks, bonds or other securities in any corporation, association or partnership, or profits to accrue thereon, as inducement to sell insurance, or in connection therewith.

Of all of the various laws introduced into the divers States at the present session of the Legislature, and of all those which have been pressed in the past two years, no other laws have been so universally and earnestly endorsed by the Insurance Commissioners, and by those who know the actual situation, as those laws which tend to prohibit the giving of special or board contracts with policies of insurance, or stock jobbing schemes. That is, the sale of the capital stock of insurance companies as an inducement to the taking of insurance, and corporate agency schemes, with the same end in view, whereby a general agency is obtained by some one, with no special value at the time it was obtained, and said agency incorporated at a very low figure, and its corporate stock sold even up into the millions, with no limit to the estimated returns from such schemes; but which returns in fact depend altogether and alone upon the efforts of this general agent, and those who do not get enlisted with him, together with the honesty and integrity of these agents, and their liability to divide the profits of their agency with their policyholders.

That these agency companies and board contract schemes have been detrimental to the public and injurious to the policyholders is evidenced by the fact that the Insurance Departments of Colorado, Indiana, Ohio, Illinois, Kansas, Massachusetts, Missouri, Delaware, Connecticut, Idaho, Wisconsin, Vermont and many other States, along with our own commissioners, have more than once, and in no uncertain terms, denounced them as wrong in principle and against public policy.

The same objections are true as to the sale of stock in the parent company, when it is sold as an inducement to, or in connection with insurance contracts. This is true, because of the fact that one is held out as a part of, and in connection with the other contracts, the agent himself insisting that the purchase of one makes the other contract the more valuable.

Of course, the fact that a company may have stock for sale, and at the same time have insurance for sale, provided that both were sold entirely upon their merits, without having any connection, the one with the other, and if both were sold to anybody and everybody that wished to buy at the market price, the limit of neither contract being in anyway fixed or determined by the other contract, and if one was not, in any sense, an inducement to the other contract, then and in that event we can see no reason why the same man might not be an agent to sell both products.

Therefore, we recommend the passage of both bills, 182 and 183, provided that Section 1 of 183 shall be amended as follows:

*“Provided, that this Act shall not be so construed as to prevent any life insurance company from selling its stock purely upon its merits, and further that it shall not prevent said company from selling its contracts of insurance purely upon their merits, even though both products be sold by one and the same agent, where the contract of sale of one product is not dependent upon, limited by or an inducement to the sale of the other, where the sales are in no way connected.”*

Therefore, we favor the passage of both bills, where 183 is so amended.

#### MISREPRESENTATIONS OF LIFE INSURANCE AGENTS.

Senate Bill No. 184 is intended to prevent the issuance of any circular, estimate or illustration by an insurance company that misrepresents the terms, conditions or character of any policy of insurance, or the benefits, advantages or dividends to be received thereon, and also to prevent life insurance agents from misrepresenting orally or otherwise, any of the terms, conditions or character of any life insurance policy sold to a citizen of this State, or the benefits, advantages or dividends to be derived therefrom, and the bill further provides that any company indulging in this practice may have its authority to do business in the State revoked by the Insurance Commissioner, and any agent indulging in these practices may have his license revoked, and further, that any citizen who has been imposed upon by any company, or its agent, may in twelve months thereafter, recover from the company the amount of premium he has paid thereon with interest.

While the penalties imposed in these cases are rather severe, yet there is no doubt but that such legislation is needed to prevent wildcat companies, and unscrupulous agents, from imposing upon the public.

Therefore we recommend the passage of this bill, being Senate Bill 184.

#### ANNUAL ACCOUNTING AND APPORTIONMENT.

Senate Bill No. 185 requires an annual accounting and apportionment of the surplus of all companies doing business in this State, operated on the mutual plan, or in which policyholders are entitled to share in the profit or surplus.

It is quite clear to the thoughtful observer, as has been before stated, that the deferred dividend system has been the cause of much of evil that has existed in the life insurance business in the past, but it is equally clear that much of this evil, under the existing laws in New York and elsewhere, has been eliminated. No company now claims or insists upon the right to write the old tontine policy, as it is now recognized by all companies that the reserve belongs to the policyholders, and the law requires that it shall be kept intact for their benefit.

Although, as above stated, the reserve now belongs to, and is generally credited to the policyholders, as required by law, has not the policyholders also the right, at proper intervals, to demand an accounting and apportionment of the surplus, which likewise belongs to the policyholders, in order that he may know, from time to time, something of the value of his property?

This would certainly be called good business methods in any other character or form of investment, and that being true, why is it not good business methods in this character of investment?

The best actuaries are divided in their opinion upon the question of whether it is best to have an accounting and apportionment of the surplus every year, or at longer intervals.

It is said that if the accounting is had every year, it will necessarily fluctuate more or less, because of the rise and fall in the prices of the securities held by the companies, and that this fluctuation will necessarily cause larger dividends to be declared when the price of the companies' securities are inflated, and smaller dividends to be declared when the price of such securities are depressed, and that consequently this will cause the companies to exert themselves in declaring dividends, and inflating the prices of their securities in their reports, in order to out-class other companies in the attractiveness of their report, to the detriment and safety of the policyholders.

For these reasons, the majority of the best actuaries generally advise that the best and safest policy is to have an accounting and apportionment at longer intervals than one year, that they may have a series of years from which to strike a general and safe average. For this reason five years is often recommended,

and is generally considered as a sufficient time in which to strike this general average.

Mr. Abb Landis, an actuary of considerable reputation, came before our committee and testified "that the **greatest** interest for the new company was the building up of a surplus, and that dividends deferred as long as five years enabled it to accumulate such a surplus and so strengthen itself and the security of the policyholders, that such distribution periods were the most honest and equitable, both for the company and the policyholders."

Of course, there can be no valid objection to a company having an accounting and apportionment each year, and in case they do so, to pay a dividend each year, as is done by some of the best companies, but yet we are of the opinion that it would be unfair to the younger companies to require them to make an accounting and apportionment annually, and we feel that once each five years is sufficient to guarantee policyholders against any improper use of these funds by the companies.

Therefore, we recommend that all companies writing deferred contracts, with participating privileges, be required to have an accounting and apportionment of its surplus at least once in every five years, and that said surplus, when so apportioned, shall be charged as a liability against the company, and not credited further as an asset.

#### RETROACTIVE APPORTIONMENTS.

Senate Bill No. 186 requires apportionment of surplus on policies heretofore issued.

Many of these policies contain provisions in their contract that an apportionment is not to be had until the end of a specified period, and, therefore, this law undertakes in some instances to change the terms of a contract.

Such a law would be retroactive in its effect, says the Supreme Court of the United States, and impairs the obligation of the parties, and is, therefore, of no effect.

For this reason we recommend that this bill be rejected by the Legislature.

#### DEPUTY INSURANCE COMMISSIONER.

Senate Bill No. 249 provides for the appointment of a Deputy Insurance Commissioner, who shall have authority to perform all the duties required of insurance commissioners.

We see no objection to this bill, but on the contrary approve the same, and recommend its passage.



FUNDS OF DOMESTIC LIFE INSURANCE COMPANIES.

Senate Bill No. 250 is a bill to regulate the investment of the funds of domestic life insurance companies, and in our opinion the bill is a proper one, and we therefore recommend its passage, with the following amendment added to Sub-section 1, in Section 3, "and the buildings in which its home office is located and the real estate upon which the home office building stands."

SENATE BILL NO. 327.

Senate Bill No. 327 gives the Insurance Commissioner of the State authority to revoke the license of any agent of any life insurance company who violates any of the provisions of Section 28, Chapter 160, Acts of 1895, which is the law regulating the giving of rebates to any person or persons by any insurance company or agent.

We recommend the passage of this bill.

SENATE BILL NO. 358.

Senate Bill No. 358 is a bill to require life insurance agents, who shall receive from any person in this State any money, promissory note, or other valuable thing, in payment of any premium on a life insurance policy, prior to the issuance of said policy, to return to such person the said money, promissory note, or other valuable thing, within thirty days after the company, to which the application is made for issuance, declines to issue said policy, or within thirty days after said applicant refuses to accept said policy, provided he has a valid legal excuse for so refusing.

This bill is so manifestly just that we take pleasure in recommending it for passage.

70 PER CENT RESERVE INVESTMENT.

Senate Bill No. 251, being House Bill No. 317, requires that all life insurance companies doing business in the State of Tennessee shall be required to keep at least 70 per cent of the legal reserve belonging to Tennessee policyholders invested in securities in the State of Tennessee.

The purpose of this bill is to prevent the accumulation and centralization of money at the home offices of companies, especially New York companies, thereby preventing so great opportunity being given to those companies of improper use of such funds, as New York companies were found guilty of having engaged in in the past.

Of course, it is not insisted that this bill, if passed, would go very far in remedying the evil of centralization of the funds of these great companies, unless other States should follow the leadership of the Tennessee Legislature, and enact similar laws.

This, however, will hardly be done, for this very measure was before the Committee of Fifteen, but was not endorsed by that very learned committee on insurance matters, and it will hardly be insisted upon by commissioners who voted against it in the committee. Besides, some of the States have already rejected it, and none have passed it, so far as this committee is advised.

But if it should be passed by every other State, would it then relieve the evil to any material extent? Other States than New York can in no way legislate out of New York the reserves on policies held by New York companies on residents of New York.

These reserves alone, which could not be removed from New York, amount to more than \$300,000,000.00, to say nothing of New York companies' surplus of \$225,000,000.00, and then add to that thirty per cent of the reserves belonging to policyholders of other States, which this law would not affect, and you have over \$400,000,000.00, and thus it would still leave in New York immovable assets belonging to these companies amounting to near \$1,000,000,000.00. So it can readily be seen that this law, if made general throughout the States, would do little to lessen the opportunities of the big companies in the East in perpetrating their practices of the past.

But there is another and a more plausible reason than the one above stated, why this bill should become a law. It is estimated that this law would bring into the State from \$15,000,000.00 to \$25,000,000.00, to be invested in Tennessee, and this seems indeed desirable, inasmuch as it would certainly tend to make the money market some easier in this State, for a while at least.

There is no doubt that if this money could be brought to Tennessee and invested in manufacturing plants, mines and other industries that it would help to build up our State, and add wealth thereto, it would be of incalculable value to our State, and a great relief to our people.

But this cannot be done, for the reason that under the Armstrong law in New York, where nearly all of the big companies either have their offices, or do a big business, the companies are limited in their investment to certain specified securities.

Those companies, which do business in New York then, and that comprises most of the best companies, would have to observe this law in their transactions in Tennessee.

Under this law, as well as the charters of many of the com-

panies, their investments are limited to three general classes of securities. They are, first, loans on the policies themselves; second, loans on real estate, at a net valuation of not more than fifty per cent, and, third, the investment in, or loan on the pledge of, any of the securities in which deposits are required to be invested in any one of the United States, or in the stocks or bonds of any solvent institution incorporated under the laws of the United States, or of any State thereof, or in the bonds issued by the Government, any State, municipality, county or taxing district thereof, provided, that said bonds are issued upon mortgages not exceeding a certain per cent of the property of such corporation, or other debtor.

Thus it will be seen that the last named class can be treated under the general head of bonds, or bonded securities.

#### LOANS ON POLICIES.

The Armstrong law provides, that "any life insurance company may lend a sum not exceeding the lawful reserve which it holds upon a policy, on the pledge to it of such policy and its accumulations as collateral security."

Not only is this class of loans permissible under the New York law, but every legal reserve policy to-day issued by any company, contains among its stipulations the right of the policyholder to borrow upon his policy, the exact amount of such loan being stated distinctly in the policy, and usually ranges from 80 per cent to 100 per cent of the reserve belonging to said policy, thereby proving a constant invitation to the policyholder to borrow upon his policy, if he so desires. The companies themselves being willing and anxious to loan more on the policies than this law proposes to enforce, there seems to be no necessity of a law along this line, unless we should compel the policyholders to borrow on their policies, whether they so desire or not.

#### LOANS ON REAL ESTATE.

There are four life insurance companies that are now, and have been for years, loaning money in Tennessee on real estate. These companies, through their representatives, testify that they are maintaining loan agencies in the State, at great expense to them, and loaning to every one that applies, if the moral risk is sufficient, and the collateral ample, whether the property be farm lands in the country, or improved property in the cities, and these four companies collectively have only succeeded in loaning in our State four million dollars on real estate. They all assert that they would each loan much more in the State if they could

find the borrowers, and that they are only limited in the amount they may loan in these States by the number of desirable loans asked for. If each of the other thirty-four companies were required to enter the State in an effort to loan \$15,000,000.00 to \$20,000,000.00 more, certainly no business man would say that such a thing would be for the interest of the policyholders, for the greater part of it could not be loaned, and would simply be held in our banks idle, waiting for the borrower who never came.

If then, these investments cannot be safely made in loans on the policies, or real estate, for want of borrowers, we will turn to the other class of securities.

#### INVESTMENTS IN BONDS.

It appears from the statistics that on January 1, 1907, there was in force in Tennessee life insurance to the amount of \$133,021,389.00, excluding assessment and fraternal; that there was also industrial insurance in force amounting to \$20,078,609.00, making a total of \$153,099,998.00, and it is estimated that the reserve would amount to at least \$35,000,000.00, of which amount the proposed law would require at least \$25,000,000.00, less the amount already invested, which will probably not exceed \$10,000,000.00, including loans on real estate, policies of insurance, and investments in all character of bonds, invested in this State.

Now, we find for investment in Tennessee, State, County and Municipal securities, which according to the latest report (1902) at our command, placing these at \$32,717,130.00 (with sinking fund deducting). The other securities under the statute would be railroad, industrial companies, and mortgage loans, which we have already considered.

All of these securities are already held by investors, who are undoubtedly satisfied and content to hold them, and, without having the information at hand, there is but little doubt that most of them are held by foreign investors, and if so, it would certainly do the people of Tennessee no good to compel the life insurance companies to pay the foreign investors a premium in order to get these securities, as the money would never flow back into Tennessee, but would merely change hands in the East or elsewhere.

Consider for a moment that the combined deposits of all national and state banks, trust companies and savings banks, in Tennessee, as reported by competent authority was in 1906, a little more than \$60,000,000.00, and that by this legislation we seek to compel to enter the State for investment a sum equal to about one-third of all such deposits. This would place in opposition to the deposits of our citizens about one dollar for every

three dollars they possess. Would this be of material benefit to our home investors?

Again, let us look at the capital stocks of these same banks, and we find the combined capital to be less than \$12,000,000.00, and we propose, by this legislation, to bring into this State, an amount equal to about twice the combined capital of all these banks.

If this bill should become a law, would it not tend to materially affect the opportunities of our own banks, in securing investments? Would it not likely also affect their earning capacity?

Again, life insurance companies are required by law to maintain three, three and one-half, or four per cent reserve. What will be the effect upon the companies, and what will be the effect upon the policyholders, if this and other States undertake to require that they loan stipulated amounts in different localities? If the companies could not find the profitable investments in those localities, they would be compelled to leave a large amount of assets idle until the investments could be made according to law.

It is hardly necessary to suggest that this would work detriment to the policyholders, increase the cost of insurance and possibly impair the surplus of companies to such an extent as to seriously affect their solvency.

The recent report of the Massachusetts Committee embodies most clearly and emphatically, the attitude which they recommend should be taken by Massachusetts and all other States towards insurance companies. They say:

“In the first enthusiasm for reform it was suggested on all sides that the State ought to legislate to regulate not only its own insurance companies, but also those of other States.

“Since the business of insurance is not covered by the commercial laws of the United States Constitution, each State has the power to exclude all insurance corporations of other States, and, consequently, may impose upon them such conditions as to taxes, management, and business methods as its policy or caprice may dictate. How far the State may go in dealing with insurance companies of other States is limited by considerations of public policy, not power. Some rules of exclusion are salutary and necessary to protect our citizens from undesirable foreign countries. We should require conditions of fullest publicity, and compliance with test of solvency and honesty. Beyond this, to seek to regulate the business management of corporations of other States does not accord with comity or justice. It leads to the imposition of contradictory demands, for what

one State may compel another State may forbid. Uniformity of law is not to be had by one State legislating for all the other States—a course which brings retaliation.”

In conclusion, it appearing that the policyholders themselves, who are the real owners of the reserve it is sought to have invested in the State, can, under their prevailing contracts, borrow all, and more, of this reserve than this bill seeks to force into the State, than would be brought into the State under the operation of this law; and it further appearing that there is no demand for this money in loans upon real estate in this State, as the present demand is already supplied, by four companies who are not only willing but anxious to loan the amount sought to be brought into the State, provided good real estate security on a fifty per cent basis is furnished them; and it further appearing that the only other avenue of investment for this money is in the various bonds above enumerated, which bonds are held, to a very large extent, by foreign investors, and to force the companies to buy these bonds, would of course compel them to pay a premium in order to get them, and should this be done it certainly would not benefit the citizens of Tennessee to have the bonds issued by our people, and held in the East by foreign investors, transferred from these investors to the life insurance companies, for the reason that the money in that case would not circulate through the channels of commerce in Tennessee; and it further appearing to the satisfaction of this committee that the interest of the policyholders can be best subserved and safeguarded by the companies, if permitted to make such investments as opportunity affords, without restriction or limitation, we can see no good reason why this bill should become a law.

For these reasons we recommend that this bill be rejected.

#### STATE INSURANCE.

This committee also had referred to it the question of whether it was feasible and constitutional for the State of Tennessee to enter into the fire insurance business, under Senate Joint Resolution No. 23, introduced by Senator Cox.

Said resolution is in words and figures as follows:

#### SENATE JOINT RESOLUTION NO. 23.

“Be it resolved by the Senate, the House concurring, that the joint Insurance Committee heretofore authorized to sit during recess for the purpose of investigating questions of insurance and reporting thereon, be and it is hereby authorized and directed to consider and investigate the feasibility, advisability

and constitutionality of the State of Tennessee, through its Insurance Department, assuming and carrying the fire risk of its citizens and business interests of the State, and make report thereon to the General Assembly."

The question of the constitutionality of the proposed venture was referred to Charles T. Cates, Attorney-General for the State of Tennessee, and his answer is as follows:

"NASHVILLE, TENN., Feb. 23, 1907.

*"Hon. I. L. Pendleton, Chairman Insurance Investigating Committee of the Fifty-fifth General Assembly, Nashville, Tenn.:*

"DEAR SIR: In response to the resolution of your committee, requesting 'an opinion on the question of the constitutionality of the Insurance Department assuming to carry the fire risks of its citizens by collecting premiums on fire risks and paying fire losses out of the funds arising from said premiums,' and confining myself solely to the legal aspect of the question, I beg to advise you:

"First: The domain of legislation by the General Assembly and its power thereover are restricted only by the Constitutions of the State and United States.

"Second: Under the inhibitions of the State Constitution, either express or arising by necessary implication, it is not within the power of the Legislature to pledge the credit of the State or levy a tax for the purpose of carrying fire risks upon, or paying losses by fire to, the individual property of citizens of this State.

"Third: Just what is meant by the question as stated, to wit: 'The constitutionality of the Insurance Department assuming to carry the fire risks of its citizens by collecting premiums on fire risks,' etc., is not altogether clear to me.

"If it was meant to enquire whether the Legislature has power to authorize the Insurance Department to enforce collections against the will of the citizens, or, to state it differently, to compel the citizens to enter into a scheme of insurance to be controlled by the Insurance Commissioner, my answer is that such power cannot be constitutionally exercised by the Legislature.

But if it was meant to ask whether the General Assembly may confer lawful authority upon the Insurance Department to collect premiums paid by persons who have voluntarily entered into an agreement with others for the purpose of carrying their several fire risks, and to apply such premiums to fire losses, in the manner and to the extent stipulated in the agreement entered into by persons paying such premiums, my reply is that, in my opinion, the Constitution contains no inhibitions upon the exercise of such power of the Legislature.

"You will, of course, understand that this opinion is to be confined to the question of the power of the Legislature as an abstract legal proposition—the manner in or by which such power might be enforced is an entirely different question, in respect of which no opinion is or should be expressed in advance of a statement setting out the method or plan in detail.

(Signed) "Very respectfully,  
"CHARLES T. CATES, JR., *Attorney-General.*"

It is to be observed that, in the opinion of the Attorney-General, "it is not within the power of the Legislature to pledge the credit of the State or levy a tax for the purpose of carrying fire risks upon, or paying losses by fire to the individual property of citizens of this State," which seems to determine the question at once, as to whether the State can enter the fire insurance business as a guarantor of its contract, or can levy an assessment for the purpose of collecting premiums for insurance purposes.

That being true, the only other method in which the State could enter the fire insurance business, according to the opinion of the Attorney-General, would be "to collect premiums paid by persons who have voluntarily entered into an agreement with others for the purpose of carrying the several fire risks, and to apply such premiums to fire losses, in the manner and to the extent stipulated in an agreement entered into by the persons paying such premiums," which constitutes nothing more nor less than a mutual fire insurance company operated and controlled by the State.

However, we have also had referred to us the question of the feasibility and advisability of the State entering the fire insurance business, as well as the constitutionality of it, and therefore, we will next take up that subject.

#### GOVERNMENT AND MUNICIPAL OWNERSHIP.

From the same mind that envolved the Declaration of American Independence has come down to the American people, through the intervening generations, the injunction that, "Government should do nothing for the citizen that the citizen can do for himself," and the observance of this injunction of Jefferson has undoubtedly fostered the spirit of individual exertion, and more than anything else, has contributed to the energetic force of our people, and the marvelous industrial and commercial developments of our country and its greatness as a nation.

While this has been true under existing conditions for three-



quarters of a century, and more, still the gradual migration of the people from the country districts into the large cities has created different conditions, calling for new agencies to keep abreast with the march of progress on new lines.

Public opinion in the cities is no longer satisfied with "life, liberty and the pursuit of happiness," on the old theory, but demands also some help from the government towards social progress, and it is conceded on all sides that it is in the destiny of cities to widen the range of such functions more than has so far been exercised.

However, much has been written and many instances cited within the past few years in support of municipal ownership and operation, both in this country and abroad, while but little argument or evidence has been offered in opposition, and many persons have formed their judgment according to the weight of the argument and evidence brought to their attention, without giving the subject due consideration.

The advocates of public ownership have not argued from broad and general principles involved in the question, but they have pointed out the evils inherent in the private ownership by a few of a monopoly that all must use. They have pointed to the successful operation of municipal ownership in many foreign countries and to some extent in this country; and they have urged its extension here as a relief from the evils of private monopoly, always, however, taking it for granted that we would have a fairly good government to manage these monopolies for the best interest of all the people.

From this point their position seems quite impregnable and few opponents have even attempted to assail it on this ground.

To make this clear, let us suppose that the question could be put to the people as follows:

If our city governments were always intelligent, honest, and efficient, would you then favor public or private ownership and operations of these public service monopolies?

To the question thus put, there is but little doubt that the answer of most men would be strongly in favor of public ownership.

As a theory, municipal ownership can be painted in a most attractive light, and to the unthinking public it can be so presented as to win both their favor and their votes.

The cry for municipal ownership, says a learned writer, has a double voice. It comes from the socialist, whose concepts of government is of a central and supreme controller of all industrial functions, as well as from the lips of pronounced individualists, diametrically opposed in philosophy and logic to the

collective scheme. From contradictory motives these diverse thinkers join in a common crusade.

There is but little doubt that in communities and cities where civil pride and integrity obtain, the government has successfully managed such public utilities as are absolutely essential for the public good and convenience of its citizenship, but in cities where these virtues are doubtful, or wanting, and where strife for the spoils of office is the rule, it would no doubt be far safer to entrust the operation of these utilities to responsible individuals or corporations willing to undertake them and render a just return to the government for the privilege of so doing.

The management of municipal water supply is, by common consent, relegated to the conduct of the city, experience justifying the public confidence in this matter.

As regards municipal lighting and transportation, the consensus of opinion has yet to be determined, and all experiments in that line are watched with interest.

Examples are not wanting, but character and conditions show varying results. It is easy for holders of contrary opinions to find instances supporting their separate views.

In some towns municipal lighting has been a success, in others it has been a disappointment. The same is true with reference to street railways.

It is claimed that Glasgow presents the highest type of success in municipal ownership. It receives full value for the public services rendered to its citizens, in the matter of public utility. But consider this testimony of *Land Values*, the able organ of the Glasgow single tax movement:

"We have fifteen thousand in the employment of the Glasgow Council and every farther piece of municipal expansion adds to the number. Many of the workers are organized and are exercising more political power in the return of their own creatures to the council than to the public service. The best interests of the city are a secondary consideration. In fact, the workers cannot see the city's interest except through their own, while the more vigorous of them work for the return of candidates who will assist them and their friends into corporation jobs."

With all its reputation, Glasgow is a center where poverty exists in repulsive forms, and unemployment is a perplexing problem.

In a recent number of *Scribner's Magazine*, a writer claims that "The Glasgow man is proud because he owns the trams, the gas, the water, the electric light supply and the telephones," and "the city is his parent; it cares for him and is worth working for."

Upon this the editor of *Land Values* comments as follows:

"If we did not know this city of ours, with all its sordidness and human misery, with sixty per cent of its citizens living in houses of one and two rooms, its physical and intellectual hunger, this *Scribner* article would persuade us it were an earthly paradise—the hope of democracy."

All of which demonstrates conclusively that the question is a large one, and calls for study and thought rather than sentiment and prejudice.

Mr. Robert P. Porter, of Oxford, England, Director of the Eleventh United States Census, and author of "Commerce and Industry of Japan" and other works of public interest, and who has traveled extensively throughout all the countries of Europe, as well as in many other parts of the world, collecting all of the facts and studying all of the conditions that enter into this question, all of which he has compiled into his latest book, called "The Dangers of Municipal Ownership," has the following to say on that important subject:

"The position of municipal trading in both countries, especially in Great Britain, demands that the case against it should be submitted, for the benefit of taxpayers, as strongly as possible. Industrial and commercial speculations, with money raised by taxation, viewed from whatever standpoint, and called by whatever name, is, in my opinion, inconsistent with the sound and just principles of government. Such trading with the public credit, whether State or municipal, must of necessity lead to stupendous financial liabilities, add to the burden of the rates of taxation, weaken municipal credit, and bring about inequality of taxation, interfere with the natural laws of trade, check industrial effort, destroy foreign trade, establish an army of officials, breed corruption, create an aristocracy of labor, demoralize the voter, and ultimately make socialistic communities of our towns and cities."

It may thus be seen that while there is some strong argument in favor of certain utilities being owned, controlled and operated by the municipality, there is an abundance of good authority that it is unsafe for cities generally to undertake to own all the public utilities necessary for the comfort and convenience of its citizens.

#### STATE OWNERSHIP.

But whatever may be said with reference to municipal ownership, the question of government and state ownership of public utilities, and industrial trading by the State, is one wholly new and untried in America, up to this time.

It is true that the Honorable William Jennings Bryan, in his noted speech in New York, upon his return from Europe and his trip around the world, advocated that the government purchase and operate all of the interstate railroads, and that the States own and control all the rest—thus making all railroad officials and employees the occupants of political position, but, although Mr. Bryan is the most popular private citizen in America to-day, perhaps—his position on the question of government ownership of railroads has not been well received, either by the politician or the student of political economy and philosophy.

Without claiming for ourselves the ability to criticise so strong and powerful a thinker and advocate as the Honorable William Jennings Bryan, it may safely be said that public sentiment is not yet ripe in America for so radical a departure in government policy as his railroad ownership proposition, although the tendency of the times is very strongly in that direction.

However, Mr. Bryan is not alone in his views on this subject, for Senator Patterson, at the close of the recent session of Congress, introduced a bill providing for the acquisition and operation of the railroads by the government.

Senator Patterson stated, in support of his bill, that in countries outside of the United States 114,406 miles of railroad were under private ownership. Of the many countries he enumerated fifty-nine had publicly owned railroads, and thirty-six had privately owned railroads.

But this question of government or state ownership is not new in the countries of Europe, but has been in use for a great many years, and we may naturally expect it to become a live question in this country in a very few years.

Mr. Porter, in his work on "Dangers of Municipal Ownership," has this article on State ownership:

"It is not municipalities only, but States also, which, once committed to a policy of acquisition, are apt, indirectly, to encourage private companies to humor such governmental weakness to the top of their bent. The acquisitiveness of the one for private property fires the acquisitiveness of the other for public cash. The State purchased the telegraph in Great Britain in 1870, when an enormous sum was paid by the government to buy out the companies. As an instance of the willingness of private enterprises to be extinguished if the purchaser lays himself open to accept honourous terms, this is a fair example. The British Government found too late that the telegraph system it aspired to possess was, in their hands, clogged at the start by

annual commitments in respect of the enormous loans they had to raise in order to effect the purchase, which year by year more than eat up the profits and left considerable deficits. Such is the case with the government telegraphs of Great Britain."

But this is not true alone of Great Britain, but the same may be said with reference to every government that has gone into the business of commercial and industrial trading. The governments of Australia, New Zealand, Switzerland, as well as the cities of the old country that have extensively engaged in the propositions of government ownership and municipal trading, have a common history, and that is that the government is hopelessly in debt, and the rate of taxation excessively high, and the citizenship of those countries materially impoverished.

That conditions in this country are unlike conditions in those countries admits of no debate. That we can do, under our form and system of government, what they cannot do under their form and system of government is likewise an admitted fact.

But, while this is true, it must be admitted that physical conditions that would affect the governments of Europe will affect our government, and, further, that surroundings that will excite the passions and inflame the desires of the citizens of Europe to obtain profit from the public treasury would have a like effect upon the citizens of our own country.

For these reasons it is not the better part of wisdom for our government and our states to hesitate and consider well the proposition before undertaking that which has proven so disastrous to the governments and cities of Europe.

#### THE INSURANCE QUESTION.

The question of a State undertaking to do a fire insurance business as presented to this Legislature, is the first time that it has been presented in America, so far as this committee has been able to determine.

The question of the State of Wisconsin going into the life insurance business was presented to the Legislature of that State in 1905, and was referred to a committee of three from the Senate of that State, and they were given two years, or until the next meeting of the Legislature to report.

Their report has been made to the Legislature of Wisconsin, which is now in session for several weeks, but this committee is not advised as to what action has been taken by that Legislature, but we do know that a majority of that committee did report against the advisability of the State entering the life insurance business.

This question of the State undertaking to do a life insurance business was also presented to the Legislature of Florida in 1905. After full consideration of the subject, it passed the lower House with only seven dissenting votes. It never reached a final vote in the Senate and the Governor of that State has publicly charged that the measure was stifled purposely by life insurance influences working through an insurance lobby in the Florida Senate. In a published statement of the measure to be brought before the next Legislature of Florida, the Governor of that State again urges the passage of a State life insurance law that will enable that State to compete in all branches of life insurance with old line companies.

So far as can be ascertained, Wisconsin and Florida are the only two States that have ever taken any steps toward enacting State insurance laws.

However, some of the countries of Europe have, to a limited degree, engaged in the fire insurance business, and we naturally look to them to see with what success.

Successful examples of partial mutual life insurance on the part of the public exist in several cantons in Switzerland, and in parts of Germany public fire insurance is in operation.

In 1638, the city of London undertook to do a fire insurance business and asked the King for a patent to start an insurance scheme. The scheme was sanctioned, but no mention is made of its having been enforced. It is probable that it was lost sight of in the political upheavals of that time.

In 1660, and again in 1678, the London Council undertook to get the city in the fire insurance business, but in each instance it failed after a trial that proved futile as well as expensive.

Various attempts have been made in different European countries to establish a system of State or municipal fire insurance, but the most successful examples are to be found in Switzerland, as stated above.

In Zurich and several other cantons fire insurance is made a part of canton government. The fire insurance law is administered by the "General Obligatory Mutual Fire Insurance Institution," operating under the Department of Finance.

The law is not only compulsory, but the system is a monopoly, and buildings insured by it are not allowed to carry additional insurance.

Several classes of buildings are excluded from operation of the law, including churches, which belong to the State, buildings of less value than 300 francs, when situated a certain distance from town or cities, as they perhaps run little or no risk, and

buildings which are of too hazardous a nature, such as theaters, powder mills, etc.

A valuation committee appointed by the government values the buildings in the presence of the owner or his agent. The value is determined by the amount, which, at the time of valuation, it would cost to buy the material and hire the labor to construct the buildings, with deduction for age, use, poor state of repairs, etc.

Buildings are divided into four classes, according to the nature of the risks, and the premiums are graduated accordingly.

All buildings are registered and all alterations or additions reported are revalued. If an owner is not satisfied with the value placed on his property by the Valuation Commission, he may appeal to the Department of Finance.

In the ordinary course, unless alterations are effected, or re-classification required, buildings are not valued except once during every twenty-five years, but the "Finance Department" is entitled to re-value and re-classify at any time any of the insured buildings at its own expense.

So much for the method of valuation, and now let us look into the system for the collection of premiums.

The collection of premiums takes place at a specified time each year, and just enough is collected to cover the fire losses for the previous year and the current expenses of the institution. Thus they collect at all times the minimum rate, but if these do not suffice to pay the losses and expenditures, the deficit is made up by the reserve fund accumulated by the surplus of other years. Should the reserve fund be exhausted, then the rates may, under the advice of the "Finance Department," be raised.

When a building is destroyed by fire the Valuation Commission assesses the damage in the presence of the owner or his agent, and if the owner is dissatisfied with the valuation fixed by the commission, he can appeal to the "Department of Finance."

This is a summary of the law of municipal government insurance in Switzerland and there is reason to believe that it works satisfactory there.

It will be observed that the plan of operation, as well as the method of assessment, is practically the same as our mutual fire insurance companies in this country, with the exception that it is operated and administered by officers of the government instead of by private individuals.

The government does not assume to be liable for the risks, or

to guarantee their payment, save as they collect it from the people.

The fire insurance question, under the direction and control of the government, has been tried with very limited success in Canada. The system used in Toronto and other cities in Canada is said to be fashioned after the plan adopted in Switzerland. It has not met with the success, however, that the scheme has in Switzerland. There are, however, many successful examples of mutual fire insurance companies in Canada, conducted after the fashion of the mutual companies here.

The farmers in Canada, whose risks are but slight, largely adopt the mutual system, and this mutual system is practiced by shipping companies and others, but it is in no way backed up by the government, nor are they under the direction or control of the government in any form, save perhaps to regulate the granting of their charter and prescribing their rights under the general law of the land.

Instances of a government conducting or participating in an insurance business are found in some eighteen or twenty countries. In one of these, New Zealand, the life insurance business, managed by the State, differs little in character and method from the operations of ordinary private insurance companies. In each of the other countries, viz., Germany, Australia, Hungary, France, Belgium, Italy, Holland, Denmark, Norway, Finland, Russia, Roumania, England, Greece, Canada, the British West Indies, Ceylon and Maderia, the system in use is widely different from ordinary insurance.

In most countries, the government provides for the insurance of only a certain class of people, e. g., workmen earning a certain amount of wages are given life, sick or accidental insurance, or all, etc., members of the civil service, etc.; whereas, in Switzerland the government conducts a fire insurance business, and in New Zealand the government conducts a life, fire and accident insurance business, very much under the same system employed by the private insurance companies.

Some of the governments—as France and England—offer life insurance to any who desire it, but set the amount procurable by individuals so low that practically none but laboring people will contract for it, and there is, therefore, practically no compensation between the government and the companies.

The Life Insurance Department of New Zealand was established in 1870, and has proven to be quite a success, in so far as the reports obtainable go, but the Fire Insurance Department of that government was not established until the year 1903, and it was put in operation shortly after the passage of the Act



authorizing it. It is entirely separate from the Life Insurance Department. It is in charge of a general manager appointed by the governor. It has not been in operation long enough to determine whether it will be a success or not, but the reports sent out by the department are fraught with great hope.

Having reviewed in a general way, the operation of the insurance business by the governments of Europe, we come back to the proposition—is it feasible for the State of Tennessee?

There are some strong reasons in support of the propositions, viz:

1. Every policy will be guaranteed by the State.
2. The reserve funds would be invested in the State, and thereby benefit both the State and the policyholders.
3. The State could conduct the business on a less expense ratio, and therefore premiums could be less than those now charged by individual companies.
4. The State could punish incendiaries more readily than companies, and could thereby reduce the fire waste.
5. The State could fix a standard of valuation, both for taxes and insurance, at the same time, and thereby correct two evils.

But there are other reasons, that are almost unsurmountable, against the proposition.

The principal objections to the undertaking by the State, are:

1. That if the State guaranteed the payment of any loss, or all losses, it would be very hazardous to the State, and endanger its credit.
2. That it would be the highest form of paternalism, with a strong tendency toward socialism.
3. That the fire insurance business has been a losing venture in this State for the past twenty years, and the State ought not to engage in so hazardous a business.
4. That all insurance is more or less mutual in its nature, but if the State should go into the fire insurance business, every citizen in the State would be a guarantor behind the venture, whether he desired to insure with the State or not, and it would not be equitable.
5. The insurance business requires men who are specially qualified and trained for that particular work, in order to make a success of it, and that in a popular form of government, where the officers change every two years, it would be the exception rather than the rule when you elected an officer that understood and was willing to carry out the insurance laws.
6. That it would put the insurance question into the politics of the State, and favoritism would be practiced.

7. That the State would necessarily be compelled to limit the number and size of its risk, or reinsure with other companies, which it could not do, if it lowered its price below the price of the companies.

8. That if the State took only a limited number of risks, it would not have general business enough to strike a proper average, and its rates would be entirely problematic, and possibly be set too low for safety.

9. That if the State went into the fire insurance business it could not discriminate against one of its citizens and in favor of another, and hence would have to serve all alike, whether it be for the interest of the State to do so or not.

10. If any citizen was dissatisfied with the amount offered him by the State in case of loss, he would be at his row's end, as he could not sue the State, and that would breed discontent and dissatisfaction among the people who had losses.

In addition to the above, attention is hereby directed again to that learned gentleman, the Honorable Robert P. Porter's "Dangers of Municipal Ownership," in his able article on the effect of Government ownership, in which he says:

"The end in Australia, or in England, if municipal trading continues unchecked, will be precisely the same in the end as Count Witte's policy in Russia—the demoralization and impoverishment of the people." "The fact that the mechanism is worked differently does not alter the results. They are all working tooth and nail for the same end, namely, the establishment of a vast fabric of State ownership and State patronage for the benefit of those who hold the power, and whatever agency controls these industries, whether state or municipal, whether the strings are pulled by a "silent gentleman in a frock coat" in St. Petersburg, or by a committee of Municipal Socialists in the Spring Gardens, London, or by labor officials in Trades Hall, Melbourne, makes no difference. The results are the same."

For the above reasons, in addition to the reasons assigned by the Attorney-General upon the constitutionality of the question, we are of opinion that it is neither feasible nor practical for the State of Tennessee, through its Insurance Department, to undertake to engage in a commercial fire insurance business, provided that the State itself shall in any sense become a guarantor of the contracts, or shall in any way become liable for the losses or expenses of the business.

However, there appears to be no reason why the State could not engage in the business to the same extent, and in the same manner, that the Government of Switzerland does, or in other words, permit its citizens to engage in the mutual fire insurance

business under a plan or scheme prepared and carried out by the State, with the understanding and agreement entered into, and made legal by law, or the officers of the State, or those to be appointed or elected, becoming the officers and agents of the mutual company, and through them collecting from those who desired to contract with the State for insurance the premium charges, and through these officers settling and adjusting losses and paying out the money to the insurance thereon.

This, however, would be nothing more nor less than a mutual insurance company and would operate in the same way, and largely at the same expense as the private mutuals now in operation, save the fact that the officers of the State, acting under their oath, and possibly a good bond, would have control of the business, and might thereby reduce the expenses of operation and salaries to officers, provided a safe and economical plan of operation could be devised by legislative enactment, and none but good and sufficient men were elected, appointed or hired as the case might be to perform the duties incident to the business.

While this might be regarded as State insurance by some, and while it has been called government insurance in the East, it is in fact, not insurance by the State, or in other words, the State engaging in the insurance business, but is merely a mutual insurance business contributed to and supported by the citizens themselves, under the direction, control and management of the State.

Under that system, there would be no greater assets behind the contract to guarantee the payment of losses than under any other mutual assessment plan, and the fact that the State itself was operating, managing and controlling the business, without the assets or credit of the State behind it, would add nothing to the security of policyholders, and would in no sense correct the evils sought to be reached by this resolution.

Inasmuch, however, as the most salient results to be derived from mutual insurance companies are the effects that it has upon the other old-line companies in regulating them, there might be enough of good in these State mutuals to warrant the expense and trouble necessary to inaugurate them for that purpose, but for that purpose only.

Since, however, this would necessitate the insurance question becoming one of the live issues in almost every political campaign that should arise in the State, so long as that question should be before the public, and since it would practically bring no relief to the insuring public, we are of opinion, and so recom-

mend, that the State of Tennessee should not enter into the fire insurance business, even upon the mutual assessment plan.

Respectfully submitted,

I. L. PENDLETON, *Chairman*,  
J. R. MATTHEWS.

I concur in the above report, except as to the recommendations as to the use of the three-quarter value clause, the standard building law and the amendment proposed to Senate Bill No. 183.

As to the three-quarter value clause, I am of the opinion that it should be permitted to be written, at the option of the insured, upon stocks of goods and contents of buildings, but I favor the enactment of a valued policy law for the insurance of buildings.

I disapprove any attempt to enact a law regulating the construction of buildings or chimneys, as it is, in my opinion, an infringement upon the personal liberty of the citizen not justified by conditions.

I think Senate Bill No. 183 should be enacted into law without amendment.

CHAS. O. STAINBACK.

#### ON SENATE AMENDMENTS.

House Bill No. 328, To prevent corruption in politics.

On motion of Mr. MacFarland, the House concurred in the Senate amendments.

#### HOUSE BILLS ON FIRST READING.

By Mr. Schubert, House Bill No. 1,093, To fix compensation of Clerks and Masters in certain counties.

Passed first reading.

By Hamilton County Delegation, House Bill No. 1,094, To amend Act incorporating Hill City.

Passed first reading.

By Mr. Neeley, House Bill No. 1,095, To amend charter of Murfreesboro.

Passed first reading.

By Mr. Matthews, House Bill No. 1,096, To permit certain children in Nashville to attend school.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 867, To provide for inspection of liquors and beers.

Passed second reading; no reference.

Senate Bill No. 568, To amend charter of Tullahoma.

Passed second reading; no reference.

Senate Bill No. 432, To direct proper application of tax collected by Hamblen Court.

Passed second reading; no reference.

Senate Bill No. 249, To amend Act of 1905, relating to duties of Deputy Insurance Commissioners.

Passed second reading; no reference.

Senate Bill No. 183, To prohibit life insurance companies offering inducement of insurance.

Passed second reading; no reference.

Senate Bill No. 187, To regulate retirement of capital stock of life insurance companies.

Passed second reading; no reference.

Senate Bill No. 434, To authorize Hamblen County to levy special tax.

Passed second reading; no reference.

Senate Bill No. 437, To allow Hamblen County to issue bonds.

Passed second reading; no reference.

Senate Bill No. 505, To change corporate limits of McMinnville.

Passed second reading; no reference.

Senate Bill No. 759, To amend revenue law of 1903.

Passed second reading; no reference.

Senate Bill No. 205, To amend act for incorporation of small towns.

Passed second reading; no reference.

Senate Bill No. 758, To regulate compensation of Clerks and Masters in certain counties.

Passed second reading; no reference.

Senate Bill No. 342, To provide more perfect consolidation of county high schools.

Passed second reading; no reference.

Senate Bill No. 431, To authorize Jackson to issue bonds for indebtedness.

Passed second reading; no reference.

Senate Bill No. 668, To amend Act of 1903 for inspection of fertilizers.

Passed second reading; no reference.

Senate Bill No. 690, To enable certain counties to issue bonds.

Passed second reading; no reference.

Senate Bill No. 756, To authorize I. O. O. F. Lodge to mortgage real estate.

Passed second reading; no reference.

Senate Bill No. 585, To prevent enticing away of laborers.

Passed second reading; no reference.

Senate Bill No. 599, To authorize Funding Board to use sinking fund to purchase bonds.

Passed second reading; no reference.

Senate Bill No. 675, To create school district in Lawrence County.

Passed second reading; no reference.

Senate Bill No. 662, To incorporate Summertown.

Passed second reading; no reference.

Senate Bill No. 661, To repeal charter of Summertown.

Passed second reading; no reference.

#### SENATE BILLS ON FIRST READING.

Senate Bill No. 703, To provide road law for Madison County.

Passed first reading.

Senate Bill No. 818, To provide road law for certain counties.

Passed first reading.

Senate Bill No. 848, To amend charter of Newbern.

Passed first reading.

Senate Bill No. 552, To create State Geological Commission.

Passed first reading.

Senate Bill No. 717, To amend Act of 1905, relative to straightening Big Hatchie River.

Passed first reading.

Senate Bill No. 809, To incorporate White Pine.

Passed first reading.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 1,085, To fix salaries of penitentiary guards.

Passed second reading; no reference.

House Bill No. 1,085½, To create school district in Crockett County.

Passed second reading; no reference.

House Bill No. 1,086, To change line between certain civil districts in Roane County.

Passed second reading; no reference.

House Bill No. 1,087, To create Board of Jury Commissioners for Cannon County.

Passed second reading; no reference.

House Bill No. 1,088, To create school district in Overton County.

Passed second reading; no reference.

House Bill No. 1,089, To incorporate Petros.

Passed second reading; no reference.

House Bill No. 1,090, To establish fence law for Polk County.

Passed second reading; no reference.

House Bill No. 1,091, To provide for inspection of liquors and beers.

Passed second reading; no reference.

House Bill No. 1,092, To authorize Monterey to issue bonds.

Passed second reading; no reference.

SPECIAL ORDER.

Mr. Horton moved to make Senate Bill No. 680, Assessment Bill, special order at 10 A. M., April 12.

The motion prevailed.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 227, To enact general forestry laws; House Bill No. 962, To create civil district in Cannon County; both passed by the Senate.

Also to return House Bill No. 420, To amend Act incorporating Newport; House Bill No. 806, To prevent damage to tobacco beds; House Bill No. 870, To preserve public peace; all amended and passed by the Senate.

THOMAS, *Clerk.*

SPECIAL ORDER.

Mr. Scott moved to make House Bill No. 1,017 special order following consideration of Assessment Bill.

The motion prevailed.

HOUSE BILLS ON THIRD READING.

House Bill No. 1,076, To authorize Gainesboro High School to convey property.

Passed third reading.

A motion to reconsider was tabled.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Joint Resolution No. 50.

Also House Bills Nos. 50, 149, 285, 324, 401, 412, 416, 438, 442, 461, 474, 475, 504, 514, 515, 517, 551, 572, 586, 589, 597, 607, 631, 655, 658, 682, 694, 695, 737, 738, 742, 746, 755, 775, 776, 799, 823, 845, 885, 898, 907, 945, 946, 963 and 974, all of which he has approved.

Respectfully,

W. D. SCRUGGS,  
*Secretary to the Governor.*

Thereupon the House adjourned until 10 o'clock to-morrow.

FRIDAY, APRIL 12, 1907.

SEVENTY-SECOND DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 98 members were found to be present.

Member absent: Mr. Rambo, who was excused.

On motion, the reading of the Journal of Thursday's proceedings was dispensed with.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 469, To amend charter of Collierville; House Bill No. 510, To place United States flag on certain school buildings; House Bill No. 563, To incorporate Sanborg; House Bill No. 565, To authorize Spring Hill to issue bonds; House Bill No. 761, To legalize primary elections in Davidson County; House Bill No. 772, To amend Act creating office of County Judge for Tipton County; House Bill No. 873, To relieve John L. Buchanan, of Lincoln County; House Bill No. 910, To amend charter of Nashville as to Board of Education; House Bill No. 942, To create school district in Sullivan County; House Bill No. 996, To amend charter of Lewisburg; House Bill No. 1,000, To amend charter of Pulaski; House Bill No. 1,035, To amend Montgomery County school law; House Bill No. 1,043, To incorporate Elkton; House Bill No. 1,045, To incorporate Ethridge in Lawrence County; all substituted for Senate Bills on same subject and passed by the Senate.

Also to return House Bill No. 380, To fix compensation of Justices of the Peace in Shelby County; House Bill No. 666, To authorize Camden County to issue bonds; House Bill No. 719, To authorize Cheatham County to maintain free ferries; House Bill No. 749, To incorporate Dandridge; House Bill No. 751, To authorize Elizabethton to issue bonds; House Bill No. 756, To amend charter of Trenton; House Bill No. 796, To provide for removal of certain roads in Giles County; House Bill No. 817, To authorize Cheatham County to issue road bonds; House Bill No. 846, To amend Chapter 344, Acts of 1905; House Bill No. 851, To provide who shall be Workhouse Commissioners for Hardin County; House Bill No. 852, To create office of County Judge for



Hardin County; House Bill No. 856, To provide road law for Carroll County; House Bill No. 859, To amend charter of Shelbyville; House Bill No. 887, To constitute school district out of Greenbrier municipality; House Bill No. 893, To authorize Knoxville to issue bonds for bridge purposes; House Bill No. 903, To provide for Justices of the Peace to hold office of live stock inspectors in certain counties; House Bill No. 922, To amend charter of Morristown; House Bill No. 937, To amend Act to regulate practice of veterinary surgery; House Bill No. 939, To change line between Hardeman and Fayette Counties; House Bill No. 960, To authorize Winchester to issue bonds; House Bill No. 995, To amend Act to allow Franklin County to issue bonds; all passed by the Senate.

THOMAS, *Clerk.*

#### SENATE MESSAGE.

MR. SEAKER: I am directed to return House Bill No. 972, To provide for opening and development to the Herbert Domain, and House Bill No. 991, To provide road law for Maury County; both substituted for Senate Bills on the same subject, amended and passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bills Nos. 704, 410, 623, 639, 392, 653, 951, 471, 488, 516, 865, 679 and 562, all signed by the Speaker of the Senate.

Also to transmit Senate Bills Nos. 173, 744, 611, 379, 378, 366 and 239, and Senate Joint Resolution No. 34, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### ON SENATE AMENDMENTS.

House Bill No. 991, To amend road law for Maury County.  
On motion, the House concurred in the Senate amendments.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 709, To allow counties which levy special tax to use it to pay any bonds; Senate Bill No. 787, To extend powers of railroads as to condemnation; Senate Bill No. 814, To amend Jury Commission for Shelby County; Senate Bill No. 853, To create Criminal Court for Hickman County; all passed by the Senate.

THOMAS, *Clerk.*

#### REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Public Roads beg leave to report that they have carefully considered House Bill No. 961,

recommended for rejection, and House Bills Nos. 1,004, 935 and 983, without recommendation.

MEADOWS, *Chairman*.

MR. SPEAKER: Your Committee on Redistricting returns House Bill No. 1,033, without recommendation.

H. H. LANE, *Chairman*.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 643, 634, 497, 615, 699, 659, 668, 683, 393, 647, 328, 962 and 195, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 698, 502, 1,076 and 1,070, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman*.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 808, To authorize Blount County to issue bonds for court-house, passed by the Senate.

THOMAS, *Clerk*.

#### CONFERENCE COMMITTEE.

The Speaker announced as Conference Committee on part of the House, on House Bill No. 318, To regulate banks and banking, Messrs. Howland and Neal.

#### SPECIAL ORDER.

The hour fixed for consideration of Senate Bill No. 680, the Assessment Bill, having arrived, the bill was taken up and read by the Clerk.

Mr. Kenney moved to amend sub-Section 1, under Section 2, by striking out the words "or of any incorporated city, town or taxing district in the State that is used exclusively for public or municipal corporation purposes.

Mr. Carden moved to table the amendment.

The motion to table prevailed.

Mr. Horton called for the previous question on the passage of the bill.

The call was sustained.

Thereupon Senate Bill No. 680, the Assessment Bill, passed third reading by the following vote:

Ayes.....	75
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kinney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, May, McElroy, MacFarland, Meadows, Miller of Tipton, Montgomery, Morris, Muse, Neeley, Peay, Poston, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thomas, Thompson, Travis, Webb, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—75.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed Senate Joint Resolution No. 34, Senate Bills Nos. 173, 744, 611, 379, 378, 366 and 239; House Bills Nos. 328, 643, 634, 497, 615, 699, 683, 393, 647, 668, 659, 195 and 962.

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 392, 410, 471, 418, 488, 516, 562, 585, 623, 639, 679, 653, 690, 865, 918, 951, all of which he has approved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 696, 730 and 779, which he has disapproved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

House Bill No. 696, To create school district in Sumner County. County.

Mr. Puryear moved that the bill be placed on third reading, the Governor's veto notwithstanding.

Mr. Benham moved to postpone indefinitely.

The motion to postpone prevailed.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 1,015, To provide road law for certain counties, substituted for Senate Bill on same subject, and passed by the Senate.

Also to transmit Senate Bills Nos. 178, 179, 180, 182, 465 and 852 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 178, 179, 180, 182, 465 and 852.

ON SENATE AMENDMENTS.

House Bill No. 972, To provide for development of Herbert Domain.

On motion of Mr. MacFarland, the House concurred in the Senate amendments.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 1,001, To allow County Courts to appropriate money to State and county fairs, having arrived, the bill was taken up and read by the Clerk.

Thereupon the bill passed third reading by the following vote:

Ayes.....	69
Noes.....	5

Representatives voting aye were: Messrs. Askew, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Corn, Cummings, Dixon, Dunavant, Dyer, Edwards, Everett, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Morris, Muse, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

Representatives voting no were: Messrs. Armitage, Neal, Poston, Howell and Waddell—5.

A motion to reconsider was tabled.

House Bill No. 970, To establish State Department of Immigration and provide for appointment of Commissioners.

On motion of Mr. Wilkerson, Senate Bill No. 749, on same subject, was substituted for House bill.

Mr. Gordon moved that the assistants to the Commissioners shall be two from each Congressional District of the State.

Mr. Wilkerson moved to table.

The motion to table prevailed.

Mr. Wilkerson called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes..... 67

Noes..... 7

Representatives voting aye were: Messrs. Askew, Baldridge, Benham, Bradley, Brooks, Burkhalter, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Gordon, Hall, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Jestes, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Neal, Puryear, Richmond, Rowan, Schubert, Scott, Sneed, Stainback, Tallant, Tatum, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

Representatives voting no were: Messrs. Chestnut, MacFarland, Muse, Neeley, Peay, Poston, Thompson—7.

Thereupon a motion to reconsider was tabled.

#### BY CONSENT.

MR. SPEAKER: Your Committee on Education hereby returns House Bills Nos. 138, 611, 196, 545, 808 and 800; also Senate Bill No. 432, without recommendation. PEAY, *Chairman*.

MR. SPEAKER: Your Committee on Agriculture return without recommendation House Bill No. 1,038. BRADLEY, *Chairman*.

MR. SPEAKER: I desire to return House Bills Nos. 640 and 863; the bills remaining in my hands not acted upon because the introducers of the bills desired no action. T. C. GORDON,  
*Chairman Election Committee*.

MR. SPEAKER: Your Committee on Constitutional Convention and amendments return without recommendation House Bills Nos. 632 and 633. STAINBACK, *Chairman*.

MR. SPEAKER: Your Committee on Labor reports House Bill No. 309 without recommendation. JOHNSON, *Chairman*.

MR. SPEAKER: Your Committee on Incorporations beg leave to return without recommendation House Bill No. 1,037.

W. B. SNEED, *Chairman*.

MR. SPEAKER: Your Committee on Railroads beg leave to report House Bills Nos. 433 and 740, and a petition signed by Marshall County, without any action taken upon them.

Also Senate Bill No. 21, recommended for the table.

GEO. R. KENNEY, *Chairman*.

#### JUDICIARY COMMITTEE.

MR. SPEAKER: Your Judiciary Committee return without consideration or recommendation the following resolutions and bills: Senate Bills Nos. 61, 95, 152 and 116; House Bills Nos. 4, 30, 44, 55, 62, 64, 134, 153, 182, 222, 293, 310, 320, 327, 354, 428, 447, 448, 453, 479, 487, 498, 521, 526, 527, 536, 539, 602, 613, 621, 622, 624, 638, 642, 645, 684, 689, 692, 700, 701, 707, 708, 725, 728, 741, 748, 767, 768, 774, 786, 809, 816, 849, 860, 862, 871, 884, 892, 901, 920, 928, 934, 952, 953, 954, 985, 986, 988, 1,005, 1,040, 1,047, 1,050, 1,053 and 1,054; House Joint Resolution No. 111½.

DIXON, *Chairman*.

Senate Bill No. 599, To amend Act to create sinking fund for liquidation of State debt.

Passed third reading by the following vote:

Ayes.....	77
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Drummond, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Horton, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Marr, Matthews, May, McElroy, Meadows, Miller of Monroe, Mitchell, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham —77.

A motion to reconsider was tabled.

MR. SPEAKER: Your Committee on Finance, Ways and Means recommend for passage House Bill No. 1,062, Legislative Appropriation Bill.

COOPER, *Chairman*.

#### PERSONAL PRIVILEGE.

Mr. Chestnut rose to a question of personal privilege and asked that House Bill No. 266, To provide for improvement of public schools system, be taken up on Senate amendments.

Mr. Cummings moved consideration of same be taken up immediately after convening of House this afternoon.

The motion prevailed.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. MacFarland, House Joint Resolution No. 54, To instruct State Treasurer not to make full settlement with members of General Assembly until 12 o'clock M., April 15.

On motion, the rules were suspended for the consideration of the resolution.

Mr. Shea moved that the resolution be tabled.

The motion prevailed.

Mr. Cooper of Shelby moved that consideration of House Bill No. 1,062, Legislative Appropriation Bill, be made special order to follow consideration of insurance bills.

The motion prevailed.

Thereupon the House adjourned until 2:30 P. M. to-day.

#### AFTERNOON SESSION.

The House met at 2:30 P. M., and was called to order by Mr. Speaker Cunningham.

On motion, the roll-call was dispensed with.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 75, To provide distribution of school fund, rejected by the Senate; House Bill No. 757, To provide general fish law, substituted for Senate bill on same subject and passed by the Senate.

Also to return House Bills Nos. 328, 393, 497, 615, 634, 643, 647, 659, 668, 683, 195, 699 and 962, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

#### ON SENATE AMENDMENTS.

Mr. Chestnut called up House Bill No. 266, To provide for public school system of the State on Senate amendments.

Mr. Chestnut moved that the House concur in the Senate amendments.

Mr. Shea called for previous question on motion to concur in Senate amendments.

The motion prevailed.

Thereupon the motion to concur prevailed by the following vote:

Ayes.....	70
Noes.....	9

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Cummings, Dickens, Donaldson, Dunavant, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Harris, Hartley, Hassell, Horton, Householder, Howell, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Peay, Perry, Richmond, Rowan, Royston, Scott, Shea, Smith, Tallant, Thomas, Thompson, Travis, Walker, Webb, White, Wiggs, Wilkerson, Worley and York—70.

Representatives voting no were: Messrs. Cummings, Holman, Lane, Matthews, Muse, Puryear, Stainback, Waddell and Mr. Speaker Cunningham—9.

#### EXPLANATIONS.

I vote no because I am not sure whether the amendment is constitutional or not.

CUNNINGHAM.

MR. SPEAKER: There are features of this bill to which I am unalterably opposed. Other features are good. That provision placing the expenditure of all school money appropriated by the State under the immediate control of the State Board of Education is contrary to principles of good government. This can be remedied later. The provisions of the bill needing a uniform and equal length of terms throughout the State is good. Finally, I vote aye on motion to concur in the Senate amendments because it is the only measure to be secured at this session.

R. C. McELROY.

MR. SPEAKER: We vote no because, in our opinion, the amendment renders the bill unconstitutional, because not covered by the caption.

F. WADDELL,  
C. A. STAINBACK,  
W. H. CUMMINGS.



MR. SPEAKER: I vote aye on the amendment to get the benefit of the Baldridge and Chestnut bills, but not that I favor the State Board of Education regulating the length of the terms of the schools in the various counties, but as the time for adjournment is near at hand, if we don't get this law we will not receive any legislation on the public school question. I vote as above stated.

D. A. BURKHALTER.

#### ENROLLED BILLS.

The following message was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 227, 995, 910, 893, 604, 605 and 817, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bill No. 1001, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### ON SENATE AMENDMENTS.

House Bill No. 681, To amend charter of Chattanooga.

On motion, the House concurred in the Senate amendments.

House Bill No. 762, To amend Act to provide for admission of other companies other than life insurance companies.

Passed third reading by the following vote:

Ayes .....	76
Noes .....	0

Representatives voting aye were: Messrs. Armitage Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Chestnut, Cooper of White, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Fielder, Galloway, Garrison, Garnett, Gill, Gordon, Hall, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Royston, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—76.

A motion to reconsider was laid on the table.

House Bill No. 763, To amend Act to govern and regulate business of insurance.

Passed third reading by the following vote:

Ayes .....	70
Noes .....	0

Representatives voting aye were: Messrs, Armitage, Askew, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Cummings, Dixon, Drummond, Dunavant, Dyer, Edens, Fielder, Galloway, Garrison, Garnett, Gordon, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Jestes, Kenney, Knowles, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Richmond, Royston, Schubert, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Webb, White, Wiggs, Worley, York and Mr. Speaker Cunningham—70.

A motion to reconsider was laid on the table.

#### SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to transmit:

Senate Bill No. 780, To amend charter of Nashville.

Senate Bill No. 810, To amend Act of 1901 as to practice of medicine and surgery.

Senate Bill No. 822, To allow Ethridge to issue bonds.

Senate Bill No. 860, To amend Chapter 17, Acts of 1897.

Senate Bill No. 871, To amend charter of Hill City in Hamilton County.

Senate Bill No. 883, To amend charter of Crossville; all passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit:

Senate Bills Nos. 710, 711, 624, 348, 288, 181, 177 and 165, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had Signed House Bills Nos. 910, 817, 893, 604, 605, 227 and 995, Senate Bills Nos. 710, 711, 624, 348, 288, 181, 177 and 165.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 195, 328, 393, 497, 615, 634, 643, 647,

659, 668, 683, 699, 704 and 962, all of which he has approved.

W. D. SCRUGGS, *Secretary to the Governor.*

Senate Bill No. 249, To amend Act to define duties of deputy insurance commissioner.

Passed third reading by the following vote:

Ayes .....	67
Noes .....	0

Representatives voting aye were: Messrs. Armitage Askew, Boucher, Bradley, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cummings, Dixon, Drummond, Dunavant, Edens, Edwards, Fielder, Garrison, Gordon, Groner, Hall, Hardin, Harris, Hassell, Holman, Householder, Howland, Howell, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Richmond, Rowan, Royston, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was laid on the table.

Senate Bill No. 183, To prohibit life insurance companies and their representatives from making contracts for insurance.

Mr. Marr moved to amend by adding to end of Section 1 a new section.

Mr. Cooper of Shelby moved to table the amendment.

The motion to table prevailed.

Mr. Matthews moved to amend by adding at end of Section 1 a new section.

Mr. Stainback moved to table the amendment.

The motion to table prevailed.

Mr. Stainback called for the previous question on the passage of the bill.

The call was sustained.

Passed third reading by the following vote:

Ayes .....	77
Noes .....	5

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Fielder, Garrison, Garnett, Gill, Gordon, Groner, Hardin, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Johnson, Kinsland, Knowles, Lane,

Largent, Lipscomb, Lockert, Marr, May, McElroy, McFarland, Miller of Tipton, Mitchell, Montgomery, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Schubert, Shea, Smith, Stainback, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—77.

Representatives voting no were: Messrs. Kenney, Matthews, Miller of Monroe, Scott and Sneed—5.

A motion to reconsider was laid on the table.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 895, To incorporate Woodbury, Cannon County.

Passed by the Senate.

THOMAS, *Clerk.*

House Bill No. 323, To require investment of funds of life insurance companies.

Mr. Stainback moved to amend so as to conform to Senate Bill on same subject.

The amendment was adopted.

On motion, Senate Bill No. 250, on same subject, was substituted for House bill.

Mr. Stainback called for previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	63
Noes .....	5

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Campbell, Cooper of Shelby, Corn, Dickens, Dixon, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Gill, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, May, McElroy, Meadows, Mitchell, Montgomery, Muse, Neal, Peay, Perry, Richmond, Rowan, Royston, Shea, Sneed, Stainback, Thrasher, Tatum, Thompson, Travis, Waddell, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—62.

Representatives voting no were: Messrs. Cummings, Johnson, Kenney, Poston and Scott—5.

A motion to reconsider was laid on the table.

REPORT OF CONFERENCE COMMITTEE.

MR. SPEAKER: We, the House Conferees of your Committee on the part of the House and Senate appointed to confer on the House amendment on Senate Bill No. 381, To incorporate Clarks-ville, respectfully report that we are unable to agree upon any recommendations as to the question involved, and therefore ask that the committee be discharged.

PURYEAR,  
DIXON.

Mr. Puryear moved that the report be received and committee discharged.

The motion prevailed.

ON SENATE AMENDMENTS.

House Bill No. 806, To prevent damage and destruction of to-  
bacco beds.

Mr. Cummings moved that the House non-concur in Senate amendments.

The motion to non-concur prevailed.

House Bill No. 870, To preserve public peace.

On motion, the House concurred in Senate amendments.

House Bill No. 998, To amend Act to govern and regulate in-  
surance other than life and casualty insurance.

Mr. Stainback moved to postpone indefinitely.

The motion to postpone prevailed.

CONFERENCE COMMITTEE.

The Speaker announced as second Conference Committee on part of the House, on Senate Bill No. 381, on House amendment: Messrs. Cummings and Horton.

House Bill No. 876, To provide protection for owners of bulls, stallions and jacks.

Failed by the following vote:

Ayes .....	20
Noes .....	47

Representatives voting aye were: Messrs. Cummings, Dixon, Dickens, Galloway, Garnett, Harris, Holman, Householder, Kinsland, Lane, Largent, MacFarland, Miller of Monroe, Poston, Royston, Schubert, Scott, Stainback, Tallant and Waddell—20.

Representatives voting no were: Messrs. Armitage, Askew, Baldrige, Brooks, Burkhalter, Campbell, Cooper of White, Corn, Dunavant, Dyer, Edens, Everett, Edwards, Garrison, Gordon, Hall, Hardin, Hassell, Howland, Jackson, Johnson, Lockert, May, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Mor-

ris, Muse, Neeley, Peay, Perry, Richmond, Rowan, Shea, Smith, Sneed, Thrasher, Tatum, Thompson, Travis, Webb, Wiggs, Wilkerson, Worley and York—47.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 1,062, To provide for expenses of Fifty-fifth General Assembly, having arrived, the bill was taken up and read by the Clerk.

Mr. Cummings moved to amend by inserting G. D. Groner, 302 miles mileage, \$48.32; number of days, 75; per diem, \$4.00; total, \$348.32.

The amendment was adopted.

Mr. Neal moved to amend by inserting Morris, E. L., 544 miles; mileage, \$87.04; number of days, 75; per diem, \$4.00; total, \$387.04.

The amendment was adopted.

Mr. Neal moved to change number of miles of John E. Perry from 48 miles to 50 miles; mileage, \$8.00.

The amendment was adopted.

Mr. Rowan moved to amend his mileage so as to read 664 miles; mileage, \$106.24.

The amendment was adopted.

Mr. Brooks moved to insert Brooks, J. R., number of miles, 554; mileage, \$88.64.

The amendment was adopted.

Mr. Bradley moved to amend mileage of W. S. Lockert by making same 102 miles; mileage, \$16.32.

The amendment was adopted.

Mr. Travis moved to amend by changing his mileage to 138 miles; mileage, \$22.08.

The amendment was adopted.

Mr. Worley moved to amend his mileage by making number of miles, 770; mileage, \$123.20.

The amendment was adopted.

Mr. Corn moved to amend by inserting 154 in place of 159 miles opposite his name.

The amendment was adopted.

Mr. Dickens moved to amend by substituting 90 miles in place of 100 miles; mileage, \$14.46.

The amendment was adopted.

Under head of porters of House, Mr. Neal moved to amend as follows:

Ike Oldham, number of days 75 .....	\$262 50
Dock Bracken, number of days 75 .....	262 50

Sylvanus Martin, number of days 75 .....	262 50
Nelson King, number of days 75 .....	262 50

The amendment was adopted.

Mr. Corn moved to amend by inserting for work done before convening of session, Bob Wyatt, 3 days, \$10.50.

The amendment was adopted.

Mr. Burkhalter moved to amend by inserting for work done before convening of Legislature, Nelson King, 1 day, \$3.50.

The amendment was adopted.

Mr. Holman moved to amend item allowing Geo. Newman legal expenses for settling boundary line between North Carolina and Tennessee, as authorized by House Joint Resolution No. 38, Acts of 1905, by striking out \$250.00 and inserting \$695.40.

The amendment was adopted.

Mr. Neal moved to amend by inserting deficiency in Game Warden's office, \$4,945.50.

Mr. Cooper moved to amend amendment by providing that thereafter the State shall not be liable for any disbursements in excess of the revenue of said department, but that the State Warden alone shall be personally liable therefor.

The amendment to the amendment was adopted.

Thereupon the amendment, as amended, failed by the following vote:

Ayes .....	31
Noes .....	35

Representatives voting aye were: Messrs. Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Dixon, Galloway, Gill, Hall, Harris, Holman, Howland, Jackson, Johnson, Kinsland, Lane, Lipscomb, Marr, May, McElroy, Mitchell, Neal, Peay, Poston, Puryear, Schubert, Stainback, Thompson, Waddell, Wilkerson, Worley and York—31.

Representatives voting no were: Messrs. Armitage, Askew, Bradley, Brooks, Burkhalter, Corn, Donaldson, Dunavant, Dyer, Edens, Fielder, Garrison, Groner, Hartley, Hassell, Horton, Householder, Howell, Jestes, Kenney, Knowles, Largent, MacFarland, Miller of Monroe, Muse, Neeley, Perry, Richmond, Rowan, Scott, Smith, Sneed, Tatum, Travis, Wiggs—35.

Pending further consideration of the bill, the House adjourned until 8 o'clock to-night.

## NIGHT SESSION.

The House met at 8 o'clock and was called to order by Mr. Speaker Cunningham.

On motion, the call of the roll was dispensed with.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return:

House Bill No. 627, To change line between Maury and Lawrence Counties.

House Bill No. 759, To change line between Marshall and Bedford Counties.

House Bill No. 1,008, To amend charter of Milan.

House Bill No. 990, To amend charter of Jefferson City.

All passed by the Senate.

Also to return House Bill No. 781, To protect fish in Sullivan County.

House Bill No. 973, To employ convicts to build railroads to Herbert Domain property.

House Bill No. 1,020, To establish line between Tennessee and Arkansas.

Both substituted for Senate Bills on same subjects, amended and passed by the Senate.

House Bill No. 1,059, To amend charter of Hill City, substituted for Senate bill on same subject, amended and passed by the Senate.

Also to return House Bill No. 502, The General Revenue Bill, substituted for Senate bill on same subject, amended by the adoption of a substitute and passed by the Senate.

Also to return House Bills Nos. 605, 995, 604, 893, 817, 910 and 227, signed by the Speaker of the Senate.      THOMAS, *Clerk*.

UNFINISHED BUSINESS.

The unfinished business of the previous session, House Bill No. 1,062, Legislative Appropriation Bill, the House resumed consideration of the same.

Mr. Burkhalter, under head of Joint Penitentiary Committee, moved to amend by striking out \$60 and inserting \$48.

The amendment was adopted.

Under unexpired license, Mr. Corn moved to reimburse liquor license as follows: R. F. Evans, \$37.50; Jeff Davis, \$37.50; Jim Keith, \$37.50; Jones & Hughes, \$37.50.

The amendment was adopted.

Mr. Baldridge moved to amend by reimbursing W. F. Fisher, \$37.50; E. C. Worthen, \$25, unexpired liquor license.

The amendment was adopted.



Mr. Meadows moved to reimburse E. E. Bennett, \$25; Long Bros., \$25; Jelks & Garnett, \$25; Hickman & Co., \$25; Sneed & Bryant, \$25, for unexpired liquor license.

Mr. MacFarland moved to table the amendment.

The motion prevailed.

Mr. Gordon moved that the House reconsider its action in reimbursing W. F. Fisher and E. C. Matthews, of Crockett County.

Mr. Stainback moved to table motion to reconsider.

The motion to table failed.

Thereupon the motion to reconsider prevailed.

Mr. Fielder moved to table amendment offered by Mr. Baldridge.

The motion to table prevailed.

Mr. Schubert moved to amend under head of Joint Insurance Committee by striking out \$99 for printing of insurance report for Mr. Pendleton.

Mr. Neal moved to table the amendment.

The motion to table failed.

Thereupon the amendment was adopted.

Mr. Neal moved, under head of Member of the House, to amend by making mileage of Mr. Mitchell \$88.22.

The amendment was adopted.

Mr. Puryear moved to amend by appropriating \$8 each to J. K. Polk and Pink McCarver for work done at close of last House.

The amendment was adopted.

Mr. Miller of Tipton moved to amend under head of Member of House, by making his mileage 522 miles, \$83.50.

The amendment was adopted.

Mr. Largent moved to amend under head of Doorkeeper of House, by striking out 11 days and inserting 12, for J. R. McClain, assistant doorkeeper, at \$4 per day.

The amendment was adopted.

Mr. Scott moved to amend by inserting under head of En-grossing Clerk, Miss Ida Lou Bolton, four days, \$6 per diem, \$24.

The amendment was adopted.

Mr. Gordon moved to amend by providing that Dock Bracken and Ben Johnson, as porters, be paid at the rate of \$3.50 per day for 24 days.

The amendment was adopted.

Mr. Dixon moved to amend by providing for deficiency in office of Game Warden, \$4,945.

Mr. Benham called for previous question on amendment.

The call was sustained.

Thereupon the motion to adopt the amendment failed by the following vote:

Ayes.....	38
Noes.....	41

Representatives voting aye were: Messrs. Baldridge, Benham, Brooks, Candler, Carden, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Drummond, Dyer, Edens, Galloway, Hall, Harris, Holman, Jackson, Jestes, Johnson, Kinsland, Lipscomb, Lockert, May, Mitchell, Morris, Neal, Peay, Puryear, Richmond, Schubert, Stainback, Waddell, Walker, Wilkerson, Worley, York and Mr. Speaker Cunningham—38.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Campbell, Cooper of White, Dickens, Donaldson, Dunavant, Everett, Fielder, Garrison, Garnett, Gordon, Groner, Hartley, Hassell, Horton, Householder, Howell, Kenney, Knowles, Largent, Matthews, McElroy, MacFarland, Meadows, Miller of Monroe, Muse, Neeley, Perry, Scott, Smith, Sneed, Tallant, Tatum, Thompson, Travis, White and Wiggs—41.

#### EXPLANATION.

I vote no because the Department of Game, Fish and Forestry was established with the understanding that it should pay its own expenses and be no cost to the State.

GORDON.

Mr. Neal called previous question on passage of the bill as amended.

The call was sustained.

Thereupon House Bill No. 1,062, To provide for expenses of Fifty-fifth General Assembly, as amended, passed third reading by the following vote:

Ayes.....	71
Noes.....	1

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Dickens, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Gordon, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, May, Meadows, Mitchell, Neal, Peay, Perry, Puryear, Richmond, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—70.

Representative voting no was: Mr. Muse—1.

A motion to reconsider was tabled.

House Bill No. 960, To extend power of railroad companies in building tracks, condemning property, etc.

On motion of Mr. Worley, the House bill was amended to conform to Senate bill on same subject.

Thereupon Senate Bill No. 787, on same subject, was substituted for House bill.

Mr. Perry moved to amend by changing period at end of Section 1 into a semi-colon, and adding to Section 1 the following provisions:

*“Provided, There shall be no condemnation of land for any relocation which would make the relocated line at any point more than 1,200 feet from the original right of way; and, Provided, further, That where there is a relocation of any part of a road and any industry located upon the original road or any land owner, or the heir or devisee of any land owner, who donated the original right of way, shall be signed by such relatives, the railroad companies shall be liable therefor; and, Provided, further, That all double tracks or additional main tracks shall be located upon the same two hundred feet right of way space.*

Mr. Stainback moved to table the amendment.

The motion to table prevailed.

Mr. Puryear moved to amend by adding after word “devisee,” in line 1 of Section 1, “successors in title by conveyance or otherwise;” after the words “who donated the original right of way,” in line — of Section 1; also the following: “Or who posted with the easement upon a title to the same, in any other manner than by voluntary sale for a full cash consideration.”

The amendment was adopted.

Mr. Worley called previous question on passage of the bill as amended.

The call was sustained.

Thereupon the bill, as amended, passed third reading by the following vote:

Ayes .....	58
Noes .....	14

Representatives voting aye were: Messrs. Armitage, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Dixon, Donaldson, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Groener, Hall, Harris, Hassell, Holman, Horton, Householder, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Largent, Lock-

ert, May, McElroy, Meadows, Miller of Monroe, Mitchell, Morris, Muse, Neal, Richmond, Schubert, Scott, Smith, Stainback, Talant, Thompson, Travis, Waddell, Walker, White, Wilkerson, Worley, York—58.

Representatives voting no were: Messrs. Brooks, Cummings, Dunavant, Gordon, Howell, Matthews, MacFarland, Neeley, Peay, Perry, Puryear, Sneed, Tatum and Wiggs—14.

Mr. Schubert moved to reconsider.

Mr. Hall moved to table motion to reconsider.

The motion to table prevailed.

BY CONSENT.

By Messrs. Everett and Burkhalter, House Resolution No. 70, To express sorrow at death of Hon. D. T. Mayo, member of the Fifty-fourth General Assembly.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

By Mr. Perry, House Joint Resolution No. 55, To request the Governor to appoint reception committee for Home-Coming Week.

On motion, the rules were suspended for consideration of the resolution.

The resolution was adopted.

A motion to reconsider was tabled.

BY CONSENT.

Senate Bill No. 780, To amend charter of Nashville.

Passed first reading.

Senate Bill No. 810, To amend Act of 1901, as to practice of medicine and surgery.

Passed first reading.

Senate Bill No. 822, To allow Ethridge to issue bonds.

Passed first reading.

Senate Bill No. 860, To amend Chapter 16, Acts of 1897.

Passed first reading.

Senate Bill No. 871, To amend charter of Hill City.

Passed first reading.

Senate Bill No. 883, To amend charter of Crossville.

Passed first reading.

Senate Bill No. 709, To allow counties which levy special tax to use it to pay bonds.

Passed first reading.

Senate Bill No. 814, To amend Act creating Jury Commission for Shelby County.

Passed first reading.

Senate Bill No. 853, To create Criminal Court for Hickman County.

Passed first reading.

Senate Bill No. 808, To authorize Blount County to issue bonds for Court House.

Passed first reading.

#### SENATE BILLS ON SECOND READING.

Senate Bill No. 552, To create State Geological Commission.

Passed second reading; no reference.

Senate Bill No. 717, To amend Acts of 1905 relative to straightening Big Hatchie River.

Passed second reading; no reference.

Senate Bill No. 818, To provide road law for certain counties.

Passed second reading; no reference.

Senate Bill No. 848, To amend charter of Newbern.

Passed second reading; no reference.

#### HOUSE BILLS ON SECOND READING.

House Bill No. 1,093, To fix compensation for Clerks and Masters in certain counties.

Passed second reading; no reference.

House Bill No. 1,094, To amend Act incorporating Hill City.

Passed second reading; no reference.

House Bill No. 1,095, To amend charter of Murfreesboro.

Passed second reading; no reference.

House Bill No. 1,096, To permit certain children in Nashville to attend school.

Passed second reading; no reference.

House Bill No. 95, To provide for establishment of State Reformatory for Juvenile Criminals, accompanied by committee amendment.

On motion, the amendment was adopted.

Mr. Perry moved to amend by making place of said prison at Old Soldiers' Home.

The amendment was tabled.

Mr. Corn moved to amend by giving authority to judges to send all children of their class to the Industrial School and abolish the rest of the Act, and also the appropriation provided for in same.

The amendment was tabled.

Mr. MacFarland moved to postpone indefinitely.

Mr. Cummings moved to table motion to postpone.

The motion to table prevailed by the following vote:

Ayes..... 43

Noes..... 19

Representatives voting aye were: Messrs. Brooks, Candler, Carden, Chestnut, Cooper of White, Cottrell, Cummings, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Groner, Hall, Harris, Hartley, Holman, Horton, Householder, Jackson, Jests, Lipscomb, Lockert, Matthews, Miller of Monroe, Mitchell, Peay, Schubert, Scott, Sneed, Stainback, Talant, Thompson, Waddell, Walker, White, Wiggs, Wilkerson, Worley and York—43.

Representatives voting no were: Messrs. Boucher, Burkhalter, Campbell, Corn, Dyer, Gordon, Hassell, Howell, Kinsland, Knowles, Largent, McElroy, MacFarland, Meadows, Morris, Neeley, Perry, Smith and Travis—19.

Mr. Cummings moved that the House adjourn until 10 o'clock to-morrow.

Thereupon the House adjourned until 10 o'clock to-morrow.

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SATURDAY, APRIL 13, 1907.

SEVENTY-THIRD DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by Rev. W. B. Taylor, pastor of McKendree Church.

On a call of the roll, 95 members were found to be present.

Members absent: Messrs. Bradley, Murray, Shea and Thomas.

On motion, the reading of the Journal of Friday's proceedings was dispensed with.

The unfinished business of previous session being consideration of House Bill No. 95, To establish State Reformatory for Juvenile Offenders, the House resumed consideration of the same.

Mr. Fielder called previous question on the passage of the bill.  
The call was sustained.

Thereupon the bill failed third reading by the following vote:

Ayes.....	47
Noes.....	31

Representatives voting aye were: Messrs. Baldrige, Brooks, Candler, Carden, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Groner, Hall, Harris, Hartley, Horton, Householder, Hudson, Jackson, Johnson, Lipscomb, Marr, Meadows, May, Miller of Tipton, Mitchell, Montgomery, Neal, Peay, Puryear, Richmond, Royston, Scott, Sneed, Tallant, Walker, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—47.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Burkhalter, Campbell, Corn, Dyer, Edwards, Garnett, Gordon, Hardin, Hassell, Hudson, Howell, Knowles, Largent, McElroy, MacFarland, Meadows, Miller of Monroe, Morris, Muse, Neeley, Perry, Rowan, Sampson, Smith, Tatum, Thompson, Thomas, Travis and Waddell—31.

#### EXPLANATIONS.

MR. SPEAKER: I vote no because the present Legislature has already appropriated too much money.

T. C. GORDON.

MR. SPEAKER: I am not opposed to the spirit of a bill of this kind, but owing to the fact that it carries an appropriation of \$500,000, I vote no, because of the heavy appropriations which have already been made at this session of the General Assembly.

G. W. BOUCHER.

MR. SPEAKER: I vote no with the explanation that I believe this to be a good measure, but I think with the heavy appropriation already made, we should not establish it at this time.

A. D. HASSELL.

MR. SPEAKER: I vote no, not because I am not in sympathy with the bill, which I think is a good one, but our large appropriations will not permit us, in my opinion, to put this bill through carrying the appropriation.

D. A. BURKHALTER.

MR. SPEAKER: I favor a reform school for juvenile criminals, but in view of the exceedingly heavy appropriations already

made, I think it unwise to further deplete the treasury at this time. I therefore vote no.

TATUM.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 591, To authorize Sparta to issue bonds; Senate Bill No. 817, To amend Act redistricting Greene County; Senate Bill No. 835, To authorize Sparta to issue bonds; Senate Bill No. 872, To create Jury Commission for certain counties; all passed by the Senate.

THOMAS, *Clerk*.

MR. SPEAKER: Your Committee on Finance, Ways and Means recommend for passage House Bill No. 959.

S. H. COOPER, *Chairman*.

INTRODUCTION OF RESOLUTIONS.

By Mr. Matthews *et als*, House Joint Resolution No. 56, To endorse aims and purposes of the Colored Industrial School.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 557, To amend Act allowing Jackson to issue bonds.

On motion, the bill was tabled.

Senate Bill No. 431, To amend Act allowing Jackson to issue bonds.

Passed third reading by the following vote:

Ayes..... 70

Noes..... 0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Corn, Cottrell, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Gallo-way, Garrison, Garnett, Gordon, Groner, Harris, Hardin, Hassell, Horton, Householder, Howland, Howell, Hudson, Jackson, Jestes, Johnson, Kinsland, Knowles, Largent, Lipscomb, Marr, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thompson, Waddell, Walker, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—70.



A motion to reconsider was tabled.

House Bill No. 558, To authorize Madison County to issue bonds for roads.

TABLED.

On motion of Mr. Askew, the bill was tabled.

Senate Bill No. 490, To authorize Madison County to issue bonds.

Passed third reading by the following vote:

Ayes.....	70
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Carden, Candler, Cooper of White, Corn, Cottrell, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Garnett, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Muse, Mitchell, Montgomery, Morris, Neeley, Peay, Perry, Poston, Richmond, Rowan, Schubert, Scott, Sneed, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—70.

A motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 852, 856, 846, 761, 751, 749, 1,043, 1,000, 796, 565, 772, 939, 469, 903, 870, 666, 681, 563, 972 and 942, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Bills Nos. 763 and 762, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 556, To allow Jackson to issue bonds for indebtedness.

On motion, Senate Bill No. 430, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	72
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Hudson, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, McElroy, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Neal, Neeley, Peay, Perry, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

House Bill No. 867, To provide for improvement of roads in Madison County.

On motion, Senate Bill No. 703, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 849, To strengthen and maintain credit of State.

Passed third reading by the following vote:

Ayes..... 33

Noes..... 34

Representatives voting aye were: Messrs. Benham, Boucher, Candler, Carden, Chestnut, Cottrell, Cummings, Drummond, Edens, Everett, Fielder, Groner, Hall, Harris, Householder, Howland, Johnson, Largent, Lipscomb, Lockert, Marr, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Neeley, Poston, Richmond, Schubert, Waddell, Worley and York—33.

Representatives voting no were: Messrs. Armitage, Askew, Baldrige, Burkhalter, Campbell, Cooper of Shelby, Cooper of White, Dickens, Dixon, Dunavant, Dyer, Galloway, Gordon, Hardin, Holman, Horton, Hassell, Hudson, Jestes, Kenney, Knowles, Lane, Matthews, Perry, Puryear, Scott, Smith, Sneed, Stainback, Thomas, Travis, Walker, White and Mr. Speaker Cunningham—34.

House Bill No. 927, To extend corporate limits of Trenton.

Passed third reading.

A motion to reconsider was tabled.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 1,000, 796, 565, 939, 772, 469, 903, 870, 666, 681, 563, 972, 942, 1,043, 749, 846, 852, 856, 761 and 751.

# ON SENATE AMENDMENTS.

House Bill No. 420, To incorporate Newport.

On motion, the House concurred in the Senate amendment.

## HOUSE BILLS ON THIRD READING.

House Bill No. 955, To amend charter of Paris.

Mr. Burkhalter moved to amend House Bill so as to conform to Senate bill on same subject.

The amendment was adopted.

Thereupon Senate Bill No. 767, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	79
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Perry, Poston, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Talant, Tatum, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—79.

A motion to reconsider was tabled.

House Bill No. 1,010, To incorporate Henry.

On motion, Senate Bill No. 801, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 717, To amend Act to straighten Big Sandy River.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 690, To enable certain counties to issue bonds.

Passed third reading by the following vote:

Ayes.....	78
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hardin, Harris, Hartley, Hassell, Howland, Holman, Householder, Howell, Hudson, Jackson, Jestes, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Montgomery, Neeley, Peay, Perry, Poston, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—78.

A motion to reconsider was tabled.

House Bill No. 1,002, To create Board of Jury Commissioners for Shelby County.

On motion, Senate Bill No. 814, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 743, To amend charter of Lookout Mountain.

On motion, Senate Bill No. 586, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 824, To authorize Jellico to issue bonds for electric lights.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edens, Edwards, Fielder, Galloway, Garrison, Garnett, Groner, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kenney, Knowles, Largent, Marr, Matthews, McElroy, MacFarland, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Puryear, Rowan, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Travis, Waddell, Walker, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

MR. SPEAKER: Your Committee on Municipal Affairs recommend for passage House Bills Nos. 921 and 1,034, and House Bills Nos. 608, 349, 848, 967 and 805, without recommendation.

Also Senate Bill No. 159.

CARDEN, *Chairman*.

House Bill No. 1,034, To allow Sparta to issue bonds for electric lights.

On motion, Senate Bill No. 835, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	68
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Everett, Galloway, Garrison, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Howell, Howland, Jackson, Jests, Johnson, Kenney, Knowles, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Poston, Puryear, Richmond, Royston, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Travis, Waddell, White, Wilkerson and York—68.

A motion to reconsider was tabled.

House Bill No. 921, To amend Act relative to water supply for small towns.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 678, To authorize Loudon County to issue bonds.

On motion, Senate Bill No. 583, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	69
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Burkhalter, Campbell, Carden, Candler, Cooper of Shelby, Cooper of White, Corn, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Garnett, Gordon, Groner, Harris, Hartley, Hassell, Hardin, Householder, Howell, Hudson, Jackson, Jests, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, May, Miller of Tip-ton, Miller of Monroe, Mitchell, Montgomery, Morris, Neal,

Neeley, Peay, Perry, Puryear, Rowan, Royston, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, Webb, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

House Bill No. 959, To authorize Knox County Court to pay Attorney-General additional compensation.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 848, To repeal charter of Park City.

Mr. Cottrell moved to table the bill.

The motion to table prevailed.

House Bill No. 944, To authorize Campbell County to issue bonds for roads.

On motion, Senate Bill No. 764, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	75
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, McElroy, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neeley, Peay, Perry, Poston, Puryear, Richmond, Rowan, Royston, Schubert, Scott, Smith, Sneed, Stainback, Tatum, Thompson, Travis, Walker, White, Wiggs, Worley and York—75.

A motion to reconsider was tabled.

MR. SPEAKER: Your Committee on Game, Fish and Forestry desire to return House Bills Nos. 335, 943, 1,011 and 1,036 without recommendation.

H. T. HOLMAN, *Chairman*.

House Bill No. 825, To authorize Scott County to issue bonds for jail.

On motion, Senate Bill No. 445, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	74
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Brooks, Burkhalter, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Garnett, Groner, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kinsland, Knowles, Largent, Lockert, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Schubert, Scott, Stainback, Smith, Sneed, Tallant, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley and York—74.

House Bill No. 1,003, To authorize Blount County to issue bonds for Court House.

On motion, Senate Bill No. 808, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Jestes, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Shea, Smith, Sneed, Tallant, Thrasher, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson and York—67.

A motion to reconsider was tabled.

House Bill No. 1,093, To fix compensation of Clerks and Masters in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,054, To repeal Act creating Board of Jury Commissioners for certain counties.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 432, To direct application of tax levied by Hamblen County Court.

Passed third reading by the following vote:

Ayes.....	69
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Brooks, Burkhalter, Campbell, Candler, Cooper of Shelby, Cooper of White, Corn, Cottrell, Dickens, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Groner, Hall, Harris, Hudson, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Largent, Lipscomb, Lockert, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Muse, Neal, Neeley, Peay, Rowan, Sampson, Schubert, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley and York—69.

A motion to reconsider was tabled.

Senate Bill No. 434, To authorize Hamblen County to levy special tax.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Baldridge, Boucher, Brooks, Burkhalter, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Hassell, Hudson, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, Lockert, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Smith, Sneed, Tallant, Tatum, Thompson, Travis, Walker, White, Wiggs, Wilkerson and York—71.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 467, To authorize Board of Trustees of certain academies to transfer property; Senate Bill No. 794, To authorize Pulaski to issue bonds; Senate Bill No. 820, To extend corporate limits of Pulaski; Senate Bill No. 892, To create new district in Henry County; all passed by the Senate.

THOMAS, *Clerk.*

Senate Bill No. 437, To authorize Hamblen County to issue bonds.

Passed third reading by the following vote:

Ayes.....	72
Noes.....	0



Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garnett, Groner, Hall, Hardin, Hartley, Howell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Perry, Richmond, Rowan, Royston, Sampson, Schubert, Smith, Sneed, Tallant, Tatum, Thomas Travis, Wilkerson, Walker, White and Wiggs—72.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 569, To amend charter of Nashville so as to provide for improvement of streets.

Passed by the Senate.

THOMAS, *Clerk*.

House Bill No. 1,080, To authorize Cleveland to issue bonds.

Passed third reading by the following vote:

Ayes.....	70
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Garrison, Garnett, Groner, Hall, Harris, Hartley, Howell, Holman, Horton, Householder, Hassell, Hudson, Jackson, Jestes, Kinsland, Knowles, Largent, Lipscomb, Schubert, Marr, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Royston, Sampson, Schubert, Smith, Sneed, Tallant, Tatum, Thompson, Travis, Walker, White, Wiggs and York—70.

A motion to reconsider was tabled.

House Bill No. 1,021, To change line between Williamson and Maury Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,019, To amend Act incorporating Cookeville.

On motion, Senate Bill No. 785, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 925, To amend Act incorporating Cookeville.

On motion, Senate Bill No. 753, on same subject. was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 966, To extend corporate limits of Cookeville.

On motion, Senate Bill No. 750, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 896, To repeal Act creating school districts in Putnam County.

On motion, Senate Bill No. 655, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,092, To authorize Monterey to issue bonds.

Passed third reading by the following vote:

Ayes..... 69

Noes..... 0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Garnett, Gordon, Hall, Harris, Hassell, Holman, Horton, Householder, Howland, Hudson, Jackson, Jestes, Johnson, Kinsland, Knowles, Largent, Lipscomb, Lockert, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neeley, Perry, Puryear, Richmond, Sampson, Schubert, Scott, Smith, Tallant, Tatum, Thompson, Travis, Waddell, Walker, Wiggs, Wilkerson, Worley and York—69.

A motion to reconsider was tabled.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 991, 990, 922, 510, 851, 1,035, 859, 1,008, 873, 781, 973, 996, 627, 380, 887, 719, 937, 759, 1,045, 757, 756 and 1,020, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Resolution No. 70, and find same correctly enrolled and ready for the signature of the Speaker.

Also House Joint Resolutions Nos. 55 and 56, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

Senate Bill No. 679, To amend Act creating school district in Weakley County.

Passed third reading.

A motion to reconsider was tabled.

Mr. Waddell moved that the House adjourn at 12:30, to meet at 2:30.

The motion failed.

House Bill No. 1,050, To create Criminal Court for Hickman County.

On motion, Senate Bill No. 853, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 999, To authorize Pulaski to issue bonds.

On motion, Senate Bill No. 794, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	68
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Edwards, Everett, Fielder, Garrison, Garnett, Gordon, Hall, Harris, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jests, Knowles, Lane, Largent, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Peay, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Sneed, Tallant, Tatum, Thompson, Travis, Waddell, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—68.

A motion to reconsider was tabled.

House Bill No. 1,042, To extend corporate limits of Pulaski.

On motion, Senate Bill No. 820, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 481, To authorize Clarksville to issue bonds.

On motion, the House bill was amended so as to conform to Senate bill on same subject.

Thereupon Senate Bill No. 382, on same subject, was substituted for House bill.

The bill passed third reading by the following vote:

Ayes.....	75
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Candler, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Jestes, Johnson, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Royston, Sampson, Schubert, Scott, Smith, Sneed, Talant, Tatum, Thompson, Waddell, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—75.

A motion to reconsider was tabled.

#### REPORT OF CONFERENCE COMMITTEE.

Report of Conference Committee on House Bill No. 318, To regulate banks and banking:

*To the Senate and House of Representatives:* Your Conference Committee on House Bill No. 318, To regulate banks and banking, make the following recommendations:

*First*—That Section 25 be stricken out and the remaining sections be numbered so as to conform.

*Second*—That Section 21 be amended as follows: Strike out \$5 and insert \$7.50; strike out \$10 and insert \$12.50; strike out \$20 and insert \$25; strike out \$30 and insert \$40; strike out \$50 and insert \$60.

[SIGNED]

F. M. MANSFIELD,  
F. M. MCCRUE,  
*Senate Conferees;*

R. M. HOWLAND,  
J. R. NEAL,  
*House Conferees.*

Mr. Howland moved that the conference report be made the action of the House.

The motion prevailed.

Mr. Johnson moved to make House Bill No. 382 special order at 10:15 April 15.

The motion prevailed.

House Bill No. 665, To extend corporate limits of Lawrenceburg.

On motion, the bill was tabled.

Senate Bill No. 520, To extend corporate limits of Lawrenceburg.

Passed third reading.

A motion to reconsider was tabled.

Mr. Gordon moved that the House adjourn at 1 P. M., to meet at 2:30 P. M.

The motion prevailed.

House Bill No. 1,075, To amend charter of Crossville.

On motion, Senate Bill No. 883, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 316, To authorize Lawrenceburg to issue bonds for schools.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cummings, Dickens, Dixon, Dunavant, Edens, Everett, Fielder, Garison, Garnett, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howland, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

Senate Bill No. 283, To create office for County Attorney for Lawrence County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 758, To amend Act regulating Clerks and Masters in certain counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,065, To create Board of Jury Commissioners for certain counties.

On motion, Senate Bill No. 872, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 789, To create school district in Dyer County.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 848, To amend charter of Newbern.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,041, To amend charter of Newbern.

On motion, the bill was tabled.

House Bill No. 982, To allow Dyer County to issue bonds for roads.

Passed third reading by the following vote:

Ayes.....	69
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Everett, Fielder, Galloway, Garrison, Garnett, Gill, Groner, Hall, Harris, Hassell, Holman, Hartley, Householder, Howland, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, McElroy, Miller of Tipton, Mitchell, Morris, Muse, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thompson, Travis, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—69.

A motion to reconsider was tabled.

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 756, 719, 759, 937, 887, 380, 627, 996, 973, 781, 873, 1,008, 859, 1,035, 851, 510, 992, 990, 991, 757, 1,020, 1,045, and House Resolution No. 70.

Senate Bill No. 296, To allow Nashville to vote on question of issuance of bonds for water works.

Passed third reading by the following vote:

Ayes.....	72
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Brooks, Burkhalter, Campbell, Candler, Chestnut, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Donaldson, Dunavant, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Gordon, Groner, Hardin, Harris, Hassell, Holman, Horton, Householder, Howland, Jackson, Jests, Johnson, Kenney, Kinsland, Knowles, Lane, Lipscomb, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Talant, Tatum, Thomas, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

House Bill No. 1,067, To establish Court of Submission for Williamson County.

Passed third reading.

A motion to reconsider was tabled.

By Messrs. Hall and Drummond, House Joint Resolution No. 57, To authorize American flag to be displayed from Capitol building.

On motion, the rules were suspended for consideration of the resolution.

The resolution was adopted.

A motion to reconsider was tabled.

Senate Bill No. 489, To change line between Hardeman and Madison Counties.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 555, To change line between civil districts in Roane County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,086, To change line between certain civil districts in Roane County.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 842, To regulate pool and billiard tables in certain counties.

Passed third reading.

A motion to reconsider was tabled.

#### ON SENATE AMENDMENTS.

House Bill No. 502, Revenue Bill.

Mr. Neal moved that the House non-concur in Senate amendments.

The motion to non-concur prevailed.

House Bill No. 199, To compel satisfaction of deeds and trust.

On motion, the House concurred in Senate amendments.

Senate Bill No. 160, To authorize Loudon County to issue bonds.

On motion, the bill was tabled.

Thereupon the House took a recess until 2:30 P. M. to-day.

#### AFTERNOON SESSION.

The House was called to order at 2:30 P. M. by Mr. Speaker Cunningham.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 396, To regulate competition of Circuit Clerks in Hardin County; House Bill No. 443, To create civil district in Marion County; House Bill No. 712, To allow Dresden to issue bonds; House Bill No. 703, To fix compensation of Attorney-General of State in certain counties; House Bill No. 837, To create office of County Chemist in certain counties; House Bill No. 931, To change line between DeKalb and Putnam Counties; House Bill No. 975, To provide lawful fence for certain counties; House Bill No. 980, To create civil district in Hardeman County; House Bill No. 981, To amend Chapter 70, Acts of 1901; House Bill No. 1,022, To provide road law for Williamson County; House Bill No. 1,025, To allow Morristown to issue bonds; House Bill No. 1,070, To authorize Hamblen County to purchase road machinery; all passed by the Senate.

Also to return House Bill No. 439, To incorporate Mont Eagle; House Bill No. 625, To authorize Washington County to issue bonds; House Bill No. 831, To create school districts out of parts of Rutherford and Cannon Counties; House Bill No. 685, To change time of holding Courts of Fourteenth Judicial Circuit; House Bill No. 1,001, To empower County Courts to appropriate money for fairs, etc.; House Bill No. 1,023, To authorize Hawkins County to issue bonds; House Bill No. 1,076, To authorize sale of Gainsboro High School property; all substituted for



Senate bills on the same subject, and passed by the Senate.  
THOMAS, *Clerk.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bills Nos. 1,000, 796, 565, 939, 772, 469, 903, 870, 666, 681, 563, 972, 942, 1,043, 749, 846, 852, 856, 761 and 751, signed by the Speaker of the Senate.

Also to transmit Senate Bills Nos. 176, 184, 204, 356, 359, 599, 670, 684 and 749 for the signature of the Speaker of the House.  
THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 423, To protect contracts for cultivation of land, etc; rejected by the Senate.  
THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 176, 184, 204, 356, 359, 599, 670, 684 and 749.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Joint Resolution No. 57, and find same correctly engrossed and ready for transmission to the Senate.  
WADDELL, *Chairman.*

SENATE MESSAGE.

MR. SPEAKER: I am directed to notify the House that the Speaker of the Senate has appointed as a new Committee of Conference on part of the Senate, on Senate Bill No. 381, To incorporate Clarksville, Messrs. Foust and Holladay.  
THOMAS, *Clerk.*

SENATE BILLS ON SECOND READING.

Senate Bill No. 809, To incorporate White Pine.  
Passed second reading; no reference.

SIGNED.

The Speaker announced that he had signed Senate Bill No. 357. House Bill No. 577, To amend Code relative to condemnation of property for public purposes.

On motion, Senate Bill No. 426, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Hall, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, May, MacFarland, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Travis, Waddell, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

A motion to reconsider was tabled.

House Bill No. 575, To authorize certain counties to condemn land for bridge purposes.

On motion, Senate Bill No. 429, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	66
Noes.....	1

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Brooks, Burkhalter, Campbell, Candler, Cooper of White, Corn, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Edwards, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Knowles, Lane, Largent, Lipscomb, Matthews, May, MacFarland, Mitchell, Morris, Muse, Neeley, Peay, Perry, Puryear, Richmond, Rowan, Royston, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

Representative voting no was: Mr. Cummings—1.

A motion to reconsider was tabled.

House Bill No. 573, To authorize certain counties to condemn land for bridge purposes.

On motion, Senate Bill No. 428, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes.....	71
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cummings, Dickens,

Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Jackson, Jestes, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Matthews, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Muse, Mitchell, Montgomery, Neeley, Neal, Peay, Perry, Richmond, Rowan, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Waddell, White, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—71.

A motion to reconsider was tabled.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 1,062, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 227, 604, 605, 817, 893, 910 and 995, all of which have been approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

Senate Bill No. 473, To authorize Clinton to levy special tax.  
Passed third reading by the following vote:

Ayes.....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Brooks, Burkhalter, Campbell, Candler, Carden, Cooper of White, Corn, Cummings, Dixon, Dickens, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garrison, Garnett, Hall, Harris, Hartley, Hassell, Holman, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kinsland, Knowles, Largent, Lipscomb, Matthews, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Puryear, Rowan, Royston, Sampson, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Travis, Wiggs, Wilkerson, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 703, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

Senate Bill No. 818, To create Board of Road Commissioners for Morgan County.

Passed third reading.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed House Bill No. 703.

House Bill No. 1,055, To create civil district in Henry County.

On motion, Senate Bill No. 892, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 126, To repeal Act of 1903, allowing railroads to build switch yards, etc.

Passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 661, To repeal charter of Summertown.

Mr. Schubert moved to amend as to time of taking effect of Act.

The amendment was adopted.

The bill, as amended, passed third reading.

A motion to reconsider was tabled.

Senate Bill No. 662, To incorporate Summertown.

Mr. Schubert moved to amend by inserting new section.

The amendment was adopted.

The bill, as amended, passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,082, To amend Act creating school districts in Bedford County.

On motion, Senate Bill No. 804, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 898, To permit certain children in Davidson County to attend certain schools in said county; passed by the Senate.

THOMAS, *Clerk.*

House Bill No. 932, To permit certain County Courts to appropriate adequate compensation.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,096, To permit children of Thirteenth Civil District, in Davidson County, to attend city school.

Senate Bill No. 898 substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 989, To fix time of holding Circuit Court in Meigs County.

Passed third reading.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 277, To require all printing to be done in this State; Senate Bill No. 307, To amend Section 4,220 of the Code; Senate Bill No. 496, To create Tennessee Reformatory for Boys; Senate Bill No. 592, To amend Sections 1,325 and 1,348 of Code; Senate Bill No. 686, To change line of corporate limits of McMinnville; Senate Bill No. 843, To amend Act to empower County Courts to establish County High School; Senate Bill No. 861, To extend limits of town of Cookeville; all passed by the Senate.

Also Senate Joint Resolution No. 36, Relative to printing of Acts in two volumes; adopted for concurrence.

THOMAS, *Clerk.*

House Bill No. 936, To amend revenue Act of 1903.

On motion, the bill was tabled.

Senate Bill No. 759, To amend revenue Act of 1903.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 626, To change line between Lewis and Hickman Counties.

Mr. Schubert moved to amend by striking out at the end of Section 1, the words and figures "660 poles to the Lewis County line," and insert the following: "345 poles to a large stone by the side of the road; thence south 60 degrees east 309 poles, to a stake and hickory pointers, the corner of Lewis and Hickman Counties."

The amendment was adopted.

Mr. Fielder moved to reconsider.

The motion to reconsider prevailed.

Mr. Fielder called previous question on the passage of the bill.  
The call was sustained.

Thereupon the bill failed by the following vote:

Ayes.....	17
Noes.....	49

Representatives voting aye were: Messrs. Benham, Candler, Cummings, Dixon, Donaldson, Galloway, Garrison, Gordon, Harris, Holman, Richmond, Sampson, Schubert, Stainback, Travis, Wiggs and Mr. Speaker Cunningham—17.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Brooks, Campbell, Cooper of White, Cottrell, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Garnett, Groner, Hardin, Hartley, Householder, Howell, Howland, Jackson, Jestes, Johnson, Kinsland, Knowles, Lane, Largent, Matthews, May, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Neal, Neeley, Peay, Perry, Puryear, Rowan, Royston, Scott, Smith, Sneed, Talant, Tatum, Thompson, Walker, Wilkerson and York—49.

#### BY CONSENT.

MR. SPEAKER: Your Committee on Finance, Ways and Means report House Bill No. 834, without recommendation.

COOPER, *Chairman.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 1,093, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 834, To appropriate \$500 to monument of Meriwether Lewis.

Passed third reading by the following vote:

Ayes.....	56
Noes.....	13

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Burkhalter, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dickens, Dixon, Dunavant, Dyer, Fielder, Galloway, Garrison, Gordon, Groner, Hall, Hardin, Harris, Hartley, Holman, Howland, Jackson, Johnson, Kinsland, Knowles, Lane, Lipscomb, Marr, Matthews, May, Meadows, Mitchell, Morris, Muse, Neal, Neeley, Peay, Rowan,

Schubert, Scott, Sneed, Stainback, Tallant, Tatum, Thompson, Walker, White, Wiggs, Wilkerson, Worley and York—56.

Representatives voting no were: Messrs. Brooks, Campbell, Corn, Everett, Garnett, Householder, Largent, MacFarland, Perry, Richmond, Sampson, Smith, Travis—13.

A motion to reconsider was tabled.

House Bill No. 1,044, To allow Ethridge to issue bonds.

On motion, Senate Bill No. 822, on same subject, was substituted for House bill.

Passed third reading by the following vote:

Ayes..... 67

Noes..... 0

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Burkhalter, Campbell, Candler, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dunavant, Edens, Everett, Fielder, Galloway, Garnett, Gordon, Groner, Hardin, Hartley, Horton, Householder, Howell, Jackson, Johnson, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Muse, Neal, Neeley, Peay, Perry, Richmond, Rowan, Royston, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 469, 563, 565, 666, 681, 749, 751, 772, 796, 846, 852, 856, 903, 939, 972, 1,000 and 1,043, all of which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

Mr. Cummings moved that the rules be suspended for consideration of general bills.

The motion prevailed.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 592 and 1,092, and find the same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

House Bill No. 826, To allow Scott County to issue bonds for bridges.

On motion, the bill was tabled.

Senate Bill No. 444, To allow Scott County to issue bonds for bridges.

Mr. York moved to table the bill.

The motion to table prevailed.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bill No. 535, To protect fraternal and charitable associations from publication of secret works; Senate Bill No. 609, To authorize counties to appropriate money to pay off bonded indebtedness; both passed by the Senate.

THOMAS, *Clerk.*

House Bill No. 702, To make four-wire barbed wire fence lawful in certain counties.

On motion, the bill was tabled.

#### RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 33, To authorize Board of Prison Commissioners to buy certain lands.

On motion of Mr. York, the House concurred in the resolution.

House Bill No. 445, To provide for registration of voters in certain counties.

Passed third reading by the following vote:

Ayes..... 60

Noes..... 11

Representatives voting aye were: Messrs. Armitage, Askew, Baldrige, Benham, Boucher, Burkhalter, Campbell, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Drummond, Dunavant, Dyer, Everett, Fielder, Galloway, Garnett, Gordon, Hall, Harris, Holman, Horton, Howland, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Rowan, Royston, Schubert, Scott, Sneed, Stainback, Tallant, Thompson, Travis, White, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—60.

Representatives voting no were: Messrs. Brooks, Candler, Cottrell, Donaldson, Edens, Garrison, Hartley, Householder, Miller of Monroe, Tallant and York—11.

A motion to reconsider was tabled.



House Bill No. 446, To amend Act to provide for registration of voters in certain counties.

Passed third reading by the following vote:

Ayes .....	63
Noes .....	12

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Benham, Boucher, Burkhalter, Carden, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Everett, Fielder, Galloway, Garnett, Gordon, Groner, Hall, Harris, Hassell, Holman, Horton, Howell, Howland, Jackson, Jestes, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Neal, Neeley, Perry, Poston, Richmond, Rowan, Royston, Sampson, Scott, Sneed, Stainback, Tatum, Thompson, Travis, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—63.

Representatives voting no were Messrs. Brooks, Candler, Cottrell, Donaldson, Edens, Garrison, Householder, May, Miller of Monroe, Tallant, Walker and York—12.

A motion to reconsider was laid on the table.

Senate Bill No. 193, To regulate peremptory challenges in criminal cases.

Mr. Horton moved that the report of the committee be non-concurred in and the bill passed.

Mr. Stainback moved to table the bill.

The motion to table failed.

Mr. Gordon moved to postpone indefinitely.

The motion failed.

Mr. Cummings called for previous question on the passage of the bill.

The call was sustained.

Thereupon the bill failed by the following vote:

Ayes .....	40
Noes .....	33

Representatives voting aye were: Messrs. Askew, Baldridge, Brooks, Campbell, Chestnut, Cooper of White, Corn, Dixon, Donaldson, Dyer, Galloway, Hardin, Harris, Holman, Horton, Hassell, Howland, Jackson, Knowles, Largent, Lipscomb, Marr, Matthews, May, Meadows, Miller of Tipton, Miller of Monroe, Neal, Neeley, Perry, Poston, Richmond, Sampson, Sneed, Tallant, Tatum, Waddell, Wiggs, Wilkerson and Mr. Speaker Cunningham—40.

Representatives voting no were: Messrs. Armitage, Boucher,

Candler, Carden, Cooper of Shelby, Cottrell, Cummings, Dickens, Drummond, Dunavant, Edens, Fielder, Gordon, Groner, Hartley, Hassell, Householder, Jestes, Johnson, Kenney, Montgomery, Morris, Puryear, Rowan, Schubert, Scott, Smith, Stainback, Thompson, Travis, White, Worley and York—33.

Mr. Carden moved to reconsider.

Mr. Stainback moved to table the motion to reconsider.

The motion to table the motion to reconsider failed.

Mr. Stainback moved to postpone indefinitely.

Mr. Holman moved to table the motion to postpone.

The motion to table prevailed.

Mr. Meadows moved to place the bill again on the calendar.

The motion prevailed.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return:

House Bill No. 1,062, The Legislative Appropriation Bill, substituted for Senate bill on same subject, amended and passed by the Senate.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

The following message was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 831, 396, 199, 975, 1,015, 981 and 420, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return:

House Bills Nos. 991, 756, 719, 759, 937, 887, 380, 627, 996, 973, 781, 1,008, 859, 1,035, 851, 510, 922, 873, 990, 1,045, 757, 1,020 and 703, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

#### SIGNED.

The Speaker announced that he had signed House Bills Nos. 831, 396, 199, 975, 981, 420 and 1,015.

SENATE MESSAGES.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 250, 787, 785, 750, 140, 185, 249 and 183 for the signature of the Speaker of the House.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return:

House Bill No. 216, To fix fees to be charged by jailors for board of prisoners; House Bill No. 413, To provide for meeting of County Board of Health in Shelby County; House Bill No. 542, To make certain institutions of learning part of National Guard; House Bill No. 994, To amend Act to allow Roane County to issue bonds; all passed by the Senate.

Also to return:

House Bill No. 762, To amend Chapter 160, Acts of 1905; House Bill No. 744, To authorize Greene County to issue bonds; House Bill No. 763, To amend Chapter 160, Acts of 1895; all substituted for Senate bills on same subjects and passed by the Senate.

Also to return House Bill No. 765, To regulate placing of gravel on certain turnpikes; rejected by the Senate.

THOMAS, *Clerk.*

HOUSE BILLS ON THIRD READING.

House Bill No. 803, To allow certain counties to pay county indebtedness.

On motion, Senate Bill No. 609, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was laid on the table.

ON SENATE AMENDMENTS.

House Bill No. 1,062, The Legislative Appropriation Bill, was called on Senate amendments.

Mr. Neal moved that the House concur in the Senate amendments.

The motion to concur prevailed.

SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 250, 787, 785, 750, 140, 185, 249 and 183.

Thereupon the House adjourned until 10 o'clock Monday.

MONDAY, APRIL 15, 1907.

SEVENTY-FIFTH DAY.

The House met at 10 o'clock and was called to order by Mr. Speaker Cunningham.

The proceedings were opened with prayer by the Chaplain, Rev. H. B. Blue.

On a call of the roll, 89 members were found to be present.

Members absent: Messrs. Brooks, Candler, Edwards, Jestes, Rambo, Royston, Shea, Walker and Webb.

On motion, the reading of the Journal of Saturday's proceedings was dispensed with.

INTRODUCTION OF RESOLUTIONS.

By Mr. Benham, House Joint Resolution No. 58, To fix hours of the adjournment of the Fifty-fifth General Assembly.

On motion, the rules were suspended for consideration of the resolution.

Mr. Neal moved to table the resolution.

The motion to table prevailed.

SPECIAL ORDER.

The hour fixed for consideration of House Bill No. 382, To require public printing to be done in the State, having arrived, the bill, accompanied by committee amendment, was taken up.

On motion, the committee amendment was adopted.

Thereupon Senate Bill No. 277, on same subject, was substituted for House Bill.

Mr. Johnson called for the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	60
Noes .....	7

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Burkhalter, Campbell, Carden, Chestnut, Cooper of Shelby, Cooper of White, Dixon, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Gill, Gordon, Groner, Hall, Harris, Hassell, Holman, Horton, Householder,

Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lipscomb, Marr, Matthews, May, McElroy, MacFarland, Mitchell, Morris, Murray, Muse, Peay, Perry, Richmond, Scott, Smith, Sneed, Thrasher, Tatum, Thompson, Travis, Waddell, White, Wiggs, Wilkerson and Worley—60.

Representatives voting no were: Messrs. Corn, Garnett, Lane, Montgomery, Neeley, Schubert and Thomas—7.

A motion to reconsider was tabled.

#### SPECIAL ORDER.

Mr. Horton moved to make Senate Bill No. 146, To prevent tuberculosis, special order after consideration of House Bill No. 382.

The motion prevailed.

#### ENROLLED BILLS.

The following message was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 1,067, 959, 555, 1,086, 789, 445, 834, 989, 1,054, 824, 921, 927, 1,021, 932, 842, 982, 1,080 and 446, and find same correctly engrossed and ready for transmission to the Senate.

Also House Bills Nos. 1,070, 960, 1,076, 625, 980, 1,001, 443, 931, 837, 895, 216, 994, 1,022, 712, 439, 1,023, 569, 744, 1,062, 318, 1,025 and 685, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 761 and 870, which he has approved, and House Bill No. 942, which he disapproved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

Mr. Worley moved to place House Bill No. 942 on third reading, the Governor's veto to the contrary notwithstanding.

Mr. Carden moved to postpone indefinitely.

The motion to postpone prevailed.

SENATE BILLS ON THIRD READING.

Senate Bill No. 146, To prevent spread of consumption and tuberculosis.

Thereupon the bill passed third reading by the following vote:

Ayes .....	68
Noes .....	5

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Bradley, Campbell, Carden, Cooper of White, Corn, Cottrell, Dickens, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Fielder, Galloway, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Neal, Neeley, Peay, Poston, Puryear, Richmond, Rowan, Schubert, Smith, Sneed, Tallant, Tatum, Thomas, Walker, White, Wiggs, Wilkerson and Worley—68.

Representatives voting no were: Messrs. Boucher, Cooper of Shelby, Muse, Scott and Travis—5.

A motion to reconsider was tabled.

SENATE MESSAGES.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 315, To provide for sale of wild and vacant lands; Senate Bill No. 419, To provide for free public libraries; Senate Bill No. 866, To change line between Franklin and Monroe Counties; all passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 502, The Revenue Bill, the Senate refusing to recede from its amendments thereto, and asks for a Committee of Conference.

Committee on part of the Senate: Messrs. Tallant and Senter.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 744, 1,023, 569, 439, 712, 1,022, 994, 216, 895, 837, 931, 443, 1,001, 980, 1,076, 960, 1,070, 625, 1,025, 685 and 1,062.

House Bill No. 402, To amend laws relative to opening and adjourning courts.

On motion, Senate Bill No. 307, on same subject, was substituted for House Bill.

Passed third reading by the following vote:

Ayes .....	65
Noes .....	2

Representatives voting aye were: Messrs. Askew, Bradley, Burkhalter, Campbell, Carden, Chestnut, Cooper of White, Corn, Cummings, Dixon, Donaldson, Drummond, Dunavant, Edens, Fielder, Galloway, Garnett, Gordon, Harris, Hartley, Hassell, Horton, Householder, Howell, Hudson, Jackson, Kenney, Knowles, Lane, Largent, Lipscomb, Lockert, Matthews, May, McElroy, MacFarland, Meadows, Miller of Monroe, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Rowan, Schubert, Scott, Smith, Sneed, Tallant, Tatum, Thomas, Thompson, Travis, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—65.

Representatives voting no were: Messrs. Armitage and Holman—2.

A motion to reconsider was tabled.

#### ENROLLED BILLS.

The following message was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 542, 762, 763, 413 and 266, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

#### REPORTS OF CONFERENCE COMMITTEES.

MR. SPEAKER: We, your Committee on Conference from the Senate and House on Senate Bill No. 381, report that all agree to recommend the amendment to the bill offered in the House for adoption, with the following amendments thereto: By striking out line 6, on page 1 of the amendment, "January," and insert "December;" and by striking out of line 18, on page 2 of said amendment, the word "February" and insert "January."

Very respectfully submitted.

J. L. FOUST,  
O. K. HOLLIDAY,  
*On part of the Senate.*

W. H. CUMMINGS,  
H. H. HORTON,  
*On part of the House.*

Mr. Cummings moved that report of the committee be made action of the House.

The motion prevailed.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 670, To amend charter of Waverly; House Bill No. 671, To amend charter of Waverly; House Bill No. 672, To amend charter of Waverly; all substituted for Senate bills on same subject and passed by the Senate.

THOMAS, *Clerk.*

#### RESOLUTION.

By Mr. Gordon, House Resolution No. 71, To express to J. I. Finney and J. R. Wilson, reporters of *American* and *Banner*, thanks of House for fair reports of House.

On motion, the rules were suspended for consideration of the resolution.

Mr. MacFarland moved to amend by adding reporters from other papers.

The amendment was adopted.

A motion to reconsider was tabled.

#### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill Nos. 831, 396, 199, 975, 1,015, 420 and 981, all signed by the Speaker of the Senate.

THOMAS, *Clerk.*

House Bill No. 1,058, to repeal Act appropriating money to Jamestown Exposition.

Passed third reading by the following vote:

Ayes .....	69
Noes .....	2

Representatives voting aye were: Messrs. Armitage, Askew, Benham, Boucher, Bradley, Burkhalter, Campbell, Carden, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dixon, Drummond, Dunnivant, Dyer, Edens, Galloway, Garnett, Gill, Gordon, Hall, Hardin, Harris, Hartley, Hassell, Holman, Horton, Householder, Howell, Kenney, Kinsland, Lane, Largent, Lipscomb, Marr, Matthews, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Murray, Muse, Neal, Neeley,



Peay, Perry, Poston, Puryear, Rowan, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Thomas, Travis, Waddell, Walker, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—69.

Representatives voting no were: Messrs. Jackson and May—2.

A motion to reconsider was tabled.

House Bill No. 588, To protect charitable and fraternal orders.

On motion, Senate Bill No. 532, on same subject, was substituted for House Bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	72
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Bradley, Campbell, Carden, Chestnut, Cooper of Shelby, Corn, Cottrell, Cummings, Dixon, Donaldson, Drummond, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Groner, Hall, Hardin, Hassell, Horton, Householder, Howell, Howland, Hudson, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Murray, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Schubert, Scott, Shea, Smith, Sneed, Stainback, Tallant, Thrasher, Tatum, Thomas, Travis, Waddell, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—72.

A motion to reconsider was tabled.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bills Nos. 744, 1,023, 569, 439, 712, 1,022, 994, 216, 895, 837, 931, 443, 1,001, 980, 1,076, 960, 1,070, 625, 1,025, 685 and 1,062, all signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 698, To create Jury Commission for McNairy County, passed by the Senate.

THOMAS, *Clerk.*

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 1,092, To allow Monterey to issue bonds; House Bill No. 1,093, To fix compensation for Clerks and Masters in certain counties, both substituted for Senate bills on same subjects and passed by the Senate.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed House Bills Nos. 318, 542, 762, 763, 413 and 266.

House Bill No. 1,085, To increase salary of penitentiary guards. Thereupon the bill failed for want of constitutional majority, by the following vote:

Ayes .....	35
Noes .....	34

Representatives voting aye were: Messrs. Campbell, Carden, Cooper of Shelby, Corn, Dickens, Fielder, Gordon, Hardin, Hartley, Hassell, Holman, Horton, Householder, Jackson, Johnson, Lockert, Marr, Matthews, McElroy, Montgomery, Neal, Neeley, Peay, Puryear, Richmond, Rowan, Sneed, Stainback, Thrasher, Thomas, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—35.

Representatives voting no were: Messrs. Armitage, Askew, Bradley, Chestnut, Cooper of White, Dixon, Donaldson, Dunavant, Dyer, Edens, Everett, Galloway, Garnett, Harris, Howell, Howland, Kenney, Knowles, Largent, Lipscomb, May, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Morris, Muse, Poston, Scott, Shea, Smith, Thompson, Travis and Wiggs—34.

CONFERENCE COMMITTEE.

The Speaker announced as Conference Committee on part of House on House Bill No. 502, The Revenue Bill, Messrs. Carden and Puryear.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bills Nos. 318, 266, 413, 762, 763 and 542, all signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Mr. Horton called up motion entered on Journal to reconsider House Bill No. 1,006, To create a Good Roads Commission.

The motion to reconsider prevailed.

Thereupon the bill failed on third reading by the following vote:

Ayes .....	20
Noes .....	50

Representatives voting aye were: Messrs. Chestnut, Cummings, Dixon, Drummond, Galloway, Gill, Groner, Hall, Harris,

Horton, Johnson, Lane, Marr, Matthews, Neal, Peay, Sneed, Wilkerson, Worley and Mr. Speaker Cunningham—20.

Representatives voting no were: Messrs. Armitage, Askew, Baldridge, Boucher, Bradley, Campbell, Cooper of White, Corn, Donaldson, Dunavant, Dyer, Edens, Fielder, Garnett, Gordon, Hardin, Hartley, Hassell, Holman, Householder, Howell, Howland, Hudson, Jackson, Kinsland, Knowles, Largent, Lipscomb, Lockert, McElroy, MacFarland, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Neeley, Perry, Poston, Richmond, Rowan, Scott, Smith, Stainback, Tatum, Thompson, Thomas, Travis, Waddell and York—50.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 898, 892, 883, 872, 853, 848, 835, 822, 820, 818, 814, 808, 804, 801, 794, 767, 764, 759, 758, 753, 717, 703, 690, 680, 679, 655, 609, 586, 583, 520, 490, 489, 473, 445, 437, 434, 432, 431, 430, 429, 428, 426, 382, 316, 283 and 126, also Senate Joint Resolution No. 33, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

#### ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 1,058, and find same correctly engrossed and ready for transmission to the Senate.

WADDELL, *Chairman.*

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 672, 671, 670 and 1,093, and House Resolution No. 71, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

House Bill No. 566, To empower boards and trustees of academies and colleges to transfer property for county high schools.

On motion, Senate Bill No. 467, on same subject, was substituted for House bill.

Thereupon the bill passed third reading by the following vote:

Ayes .....	64
Noes .....	2

Representatives voting aye were: Messrs. Armitage, Askew, Baldridge, Boucher, Burkhalter, Campbell, Carden, Cooper of Shelby, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Gill, Groner, Hall, Harris, Hartley, Hassell, Holman, Horton, Howell, Howland, Jackson, Johnson, Kenney, Kinsland, Knowles, Lane, Lipscomb, Marr, MacFarland, Meadows, Miller of Tipton, Mitchell, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Puryear, Rowan, Schubert, Smith, Sneed, Stainback, Tatum, Thomas, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—64.

Representatives voting no were: Messrs. Miller of Monroe and Tallant—2.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed Senate Joint Resolution No. 33, Senate Bills Nos. 898, 892, 883, 872, 853, 848, 835, 822, 820, 818, 814, 808, 804, 801, 794, 767, 764, 759, 758, 753, 717, 703, 690, 680, 679, 655, 586, 609, 583, 520, 490, 489, 473, 445, 437, 434, 432, 431, 430, 429, 428, 426, 382, 316, 283, 126 and 296.

SIGNED.

The Speaker announced that he had signed House Bills Nos. 670, 671, 672 and 1,093, and House Resolution No. 71.

Senate Bill No. 756, To authorize subordinate lodges I. O. O. F. to mortgage real estate.

Passed third reading by the following vote:

Ayes .....	67
Noes.....	0

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Campbell, Cooper of White, Corn, Cummings, Dickens, Dixon, Donaldson, Drummond, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Groner, Hall, Harris, Hartley, Hassell, Holman, Howland, Jackson, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, May, MacFarland, Meadows, Miller of Tipton, Miller of Monroe, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thompson, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—67.

A motion to reconsider was tabled.

Senate Bill No. 668, To amend Act regulating registration and sale of fertilizers.

Thereupon the bill passed third reading by the following vote:

Ayes .....	68
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Campbell, Cooper of White, Corn, Cummings, Dickens, Dixon, Dunavant, Dyer, Edens, Everett, Fielder, Galloway, Garnett, Gill, Gordon, Groner, Hall, Harris, Hartley, Hassell, Holman, Howell, Howland, Jackson, Johnson, Kinsland, Knowles, Lane, Largent, Lipscomb, Lockert, Marr, Matthews, May, MacFarland, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Richmond, Rowan, Schubert, Scott, Smith, Sneed, Stainback, Tallant, Tatum, Thomas, Thompson, Travis, Waddell, White, Wiggs, Worley, York—68.

Representative voting no was: Mr. Miller of Monroe—1.

A motion to reconsider was tabled.

House Bill No. 875, To amend charter of Big Sandy.

On motion, Senate Bill No. 718, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

House Bill No. 1,009, To amend Act regulating the practice of medicine and surgery.

On motion, Senate Bill No. 810, on same subject, was substituted for House Bill.

Passed third reading by the following vote:

Ayes .....	66
Noes .....	1

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Bradley, Burkhalter, Campbell, Chestnut, Cooper of Shelby, Cooper of White, Corn, Cottrell, Cummings, Dickens, Dixon, Donaldson, Drummond, Dyer, Everett, Fielder, Galloway, Gill, Gordon, Groner, Hall, Harris, Hartley, Hassell, Hudson, Howell, Howland, Jackson, Johnson, Knowles, Lane, Largent, Lipscomb, Marr, Matthews, May, Meadows, Miller of Tipton, Mitchell, Montgomery, Morris, Muse, Neal, Neeley, Peay, Perry, Poston, Schubert, Scott, Smith, Sneed, Stainback, Tatum, Thomas, Travis, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—66.

Representative voting no was: Mr. Edens—1.

A motion to reconsider was tabled.

SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 35, To fix time for adjournment of General Assembly, and Senate Joint Resolution No. 39, To elect Land Register for the State, both adopted for concurrence. THOMAS, *Clerk*.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 847, To create school district in Lawrence County; House Bill No. 888, To change line between certain school districts in Hamilton County; House Bill No. 1,027, To amend charter of Spring City; all passed by the Senate.

Also to return House Bill No. 927, To extend corporate limits of Trenton, substituted for Senate bill on same subject and passed by the Senate.

Also to return House Bill No. 835, To enable various counties to improve roads, which failed for want of constitutional majority in the Senate.

Also to return House Joint Resolution No. 56, To endorse colored industrial school, and House Joint Resolution No. 57, To display United States flag from Capitol building, both concurred in by the Senate.

I am also directed to return House Bill No. 806, To prevent destruction of tobacco plant beds, etc., the Senate receding from its amendment thereto. THOMAS, *Clerk*.

ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 1,092, and find same correctly enrolled and ready for the signature of the Speaker. WADDELL, *Chairman*.

SIGNED.

The Speaker announced that he had signed House Bill No. 1,092.

Thereupon the House took a recess until 2:30 P. M. to-day.

## AFTERNOON SESSION.

The House was called to order at 2:30 P. M. by Mr. Speaker Cunningham.

### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 917, To change line between certain school districts in Bedford County. Passed by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bill No. 630, To authorize Fayette County to issue bonds for roads. Passed by the Senate.

THOMAS, *Clerk.*

### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bills Nos. 927, 806, 888, 1,027 and 917, and House Joint Resolutions Nos. 56 and 57, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

### SENATE MESSAGE.

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 146, 277, 307, 535 and 661 for the signature of the Speaker of the House. Also to return House Bills Nos. 1,092, 670, 671, 672 and 1,093, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

### SIGNED.

The Speaker announced that he had signed House Joint Resolutions Nos. 56 and 57, House Bills Nos. 1,027, 927, 806, 888 and 917, and Senate Bills Nos. 146, 277, 307, 535 and 661.

Mr. Cummings moved that the House reconsider its action on House Bill No. 95, To create reformatory for juvenile offenders.

Mr. MacFarland moved to table the motion to reconsider.  
The motion to table failed by the following vote:

Ayes .....	30
Noes .....	39

Representatives voting aye were: Messrs. Armitage, Askew, Boucher, Campbell, Cooper of White, Corn, Fielder, Garnett, Hartley, Hassell, Howell, Hudson, Kinsland, Knowles, Lane, Lar-

gent, MacFarland, Meadows, Miller of Monroe, Morris, Muse, Neeley, Perry, Rowan, Scott, Smith, Tatum, Thomas, Thompson, Travis—30.

Representatives voting no were: Messrs. Benham, Bradley, Burkhalter, Carden, Cottrell, Cummings, Dixon, Donaldson, Dunavant, Edens, Everett, Fielder, Galloway, Gill, Hall, Harris, Horton, Jackson, Kenney, Lipscomb, Lockert, Marr, Matthews, May, Miller of Tipton, Mitchell, Peay, Poston, Schubert, Sneed, Stainback, Tallant, Waddell, White, Wiggs, Wilkerson, Worley, York and Mr. Speaker Cunningham—39.

Pending further consideration of the bill, the following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 216, which he has disapproved, together with his reasons for so doing.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

*To the Honorable Members of the House of Representatives:*

GENTLEMEN: I return House Bill No. 216 with my disapproval.

Heretofore I have disapproved the amendments to the Jarvis law, and this measure is subject to the same criticism.

Its enactment into law will mean large accumulation of costs against the State and counties, the amount of which cannot be approximated, but it will be the difference between 40 cents and 50 cents a day for boarding prisoners, and while the difference of 10 cents a day for each prisoner will be small of itself, yet in the amount will necessarily be very large in the aggregate.

Neither the State nor the counties can afford to have this additional burden placed upon them.

The Sheriffs of the State were elected knowing what their compensation would be to keep prisoners, and until it has been demonstrated that the board of prisoners is so low that the prisoners suffer, or good men will not offer as candidates for Sheriff in the various counties owing to the inadequacy of the compensation, the increase should not be made.

The Sheriffs are not overpaid, nor are the prisoners overfed, but good men all over the State are willing to run for the office on the compensation fixed by law, and there is no record of any prisoner suffering from hunger.

Indeed, in 90 per cent. of all cases the prisoners get better board at 40 cents a day in jail than out of jail, and the Sheriffs make a profit in boarding them at this figure. Respectfully submitted.

MALCOLM R. PATTERSON, *Governor.*

April 15, 1907.



Mr. MacFarland moved that House Bill No. 216, To increase jailors' fees for feeding prisoners, be placed on third reading, the Governor's veto notwithstanding.

Mr. Cummings moved to postpone indefinitely.

The motion to postpone prevailed.

The consideration of House Bill No. 95 was resumed, and on motion the House bill was amended to conform to Senate Bill No. 496, on same subject.

Thereupon Senate Bill No. 496, on same subject, was substituted for the House bill.

Mr. Horton called the previous question on the passage of the bill.

The call was sustained.

Thereupon the bill passed third reading by the following vote:

Ayes .....	50
Noes .....	24

Representatives voting aye were: Messrs. Baldrige, Benham, Bradley, Burkhalter, Chestnut, Cooper of Shelby, Cooper of White, Cottrell, Cummings, Dixon, Dickens, Donaldson, Dunavant, Edens, Everett, Fielder, Galloway, Gill, Hall, Harris, Hartley, Horton, Howland, Jackson, Johnson, Kenney, Lane, Lipscomb, Lockert, Marr, Matthews, May, Miller of Tipton, Mitchell, Morris, Neal, Peay, Poston, Rowan, Schubert, Smith, Sneed, Stainback, Tallant, Waddell, White, Wilkerson, Worley, York and Mr. Speaker Cunningham—50.

Representatives voting no were: Messrs. Armitage, Askew, Boucher, Campbell, Corn, Dyer, Garnett, Gordon, Hassell, Howell, Hudson, Knowles, Largent, MacFarland, Meadows, Miller of Monroe, Muse, Neeley, Perry, Scott, Tatum, Thomas, Thompson and Travis—24.

A motion to reconsider was tabled.

By consent, the following explanations were received:

MR. SPEAKER: I desire to enter upon the Journal of the House an explanation of my vote upon the Appropriation Bill. The bill as passed contains many items which I believe to be extravagant, and which I did not approve. I believe in the State making its appropriations with a hand guided by justice and economy. There is no member on this floor who has combatted increased appropriations more earnestly than I. I have done so on the special bills carrying appropriations that have come up from time to time. My opposition has not been grounded in any spirit of demagoguery, of which I think I am free, but because of my emphatic belief in economy in the expenditure of the peo-

ple's money and its application to those purposes which are proper beneficiaries of State aid. I have not hesitated, when I believed any appropriation to be in the proper interest, to vote for it. Most of the special bills carrying appropriations acted upon by this House I have strongly opposed. In private conversation with members, and in the Committee of the Whole I have earnestly opposed increases in the appropriation bill. If it were practical for my vote to be recorded against each one of these items in the appropriation bill to which I so earnestly object, it would be so recorded. But these items, after being passed in Committee of the Whole, were a part of the entire bill appropriating the expenses of this Legislature. If this bill had not passed an extra session would have been imperative, and thus entailed great fixed costs upon the Treasury and possibly additional extravagances. I therefore voted for the bill. With me it became a choice of two evils, and I chose what I regarded as the lesser one. I feel, however, it is just to myself to make this explanation.

J. E. PERRY.

MR. SPEAKER: I desire to enter an explanation of my vote on the legislative appropriation bill. The bill as passed contains several items of appropriations to which I seriously object, regarding them extravagant and unwarranted. But it was necessary to pass a bill providing for the expenses of this Assembly, else an extra session would have been unavoidable. An extra session would mean much additional expense on an already overburdened Treasury, and might mean other extravagances, hence I vote for the bill, but I desire to record my standing *pro tem* against and disapproval of many items in the measure.

D. E. SCOTT.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 847 and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

#### MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 199, 380, 396, 413, 420, 439, 443, 510, 542, 569, 625, 627, 685, 712, 719, 744, 756, 757, 759, 762, 763, 765, 781, 831, 837, 851, 859, 873, 887, 895, 922, 931, 937, 960, 973, 975, 981,

980, 990, 991, 994, 996, 1,001, 1,008, 1,015, 1,020, 1,022, 1,023, 1,035, 1,025, 1,045, 1,070 and 1,076, all of which he has approved.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

SIGNED.

The Speaker announced that he had signed House Bill No. 847.

ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 698, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Bill No. 698.

SENATE MESSAGES.

MR. SPEAKER: I am directed to return House Bill Nos. 917, 888, 1,027, 927, 806, and 847, and House Joint Resolution Nos. 56 and 57, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: By direction of the Governor, I herewith return House Bill No. 703, which he has disapproved, together with message giving his reasons for so doing.

Respectfully,

W. D. SCRUGGS, *Secretary to the Governor.*

The message was read by the Clerk as follows:

*To the Honorable Members of the House of Representatives:*

GENTLEMEN—I return House Bill No. 703 with my disapproval, and the reasons follow:

This bill proposes to give the Attorney-General of the State 5 per cent out of all sums collected in revenue and escheat cases presented to the Supreme Court.

It is the duty of the Attorney-General now to prosecute all such cases, and he is paid a fixed salary of \$3,500 per year for this service and for the other duties pertaining to his office.

In addition he receives compensation for compiling and publishing the Supreme Court Reports, which amounts to a considerable sum in addition to his salary.

I think it unwise to give this official additional fees for the performance of a duty for which he is already paid, and it cannot be justified except upon the assumption that he would be more diligent in the prosecution of revenue and escheat cases with fees than without them. This I do not believe is true, and therefore disapprove the bill.

Respectfully submitted,

MALCOLM R. PATTERSON, *Governor*.

April 15, 1907.

Mr. MacFarland moved that House Bill No. 703, To give certain fees to Attorney-General of the State be placed on third reading, the Governor's veto notwithstanding.

Mr. MacFarland moved that action be postponed indefinitely. The motion prevailed.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to return House Bill No. 693, To amend Act to regulate inspection of mines, the Senate refusing to recede from its amendments thereto, and asks for a committee of conference. Committee on part of the Senate, Messrs. Fort and Holliday.

THOMAS, *Clerk*.

#### CONFERENCE COMMITTEE.

The Speaker announced the appointment as conference committee on part of the House on House Bill No. 693, To amend law regulating mines, Messrs. Stainback and Worley.

House Bill No. 819, To create State geological commission.

On motion, Senate Bill No. 552, on same subject, was substituted for House bill.

Mr. Dixon moved to table the bill.

The motion to table prevailed.

#### ENROLLED BILLS.

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 630, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman*.

House Bill No. 528, To promote the establishment of free public libraries.

On motion, Senate Bill No. 419, on same subject, was substituted for the House bill.

Mr. Peay called the previous question on the passage of the bill. The call was sustained.

Thereupon the bill failed for want of a constitutional majority on third reading by the following vote:

Ayes .....	36
Noes .....	26

Representatives voting aye were: Messrs. Benham, Carden, Cooper of Shelby, Cottrell, Cummings, Dickens, Donaldson, Edens, Everett, Fielder, Gill, Gordon, Groner, Hall, Harris, Hartley, Holman, Jackson, Johnson, Lane, Lipscomb, Marr, Matthews, Miller of Tipton, Neal, Peay, Schubert, Sneed, Tallant, Thrasher, Tatum, Waddell, Wiggs, Wilkerson, Worley and Mr. Speaker Cunningham—36.

Representatives voting no were: Messrs. Askew, Bradley, Boucher, Burkhalter, Campbell, Corn, Dixon, Drummond, Dyer, Galloway, Garnett, Hassell, Hudson, Knowles, Largent, MacFarland, Meadows, Neeley, Perry, Poston, Scott, Smith, Thomas, Thompson, Travis and White—26.

#### REPORT OF CONFERENCE.

The following report was received from the Conference Committee on part of the House and Senate on House Bill No. 502, the Revenue Bill:

MR. SPEAKER: Your Committee would respectfully report, as follows:

*First*—Under head of barbecues, picnics or festivals, the Committee would recommend that the House concur in the Senate amendment.

*Second*—Under the head of breweries, your Committee would recommend the House concur in the Senate amendment which eliminates the House provision relative to agents representing foreign breweries.

*Third*—Under head of bill posters, we recommend the Senate recede from its amendments, striking out the privilege in cities, towns and taxing districts from fifteen hundred to three thousand.

*Fourth*—Under the head of circuses or menageries, or both, your Committee recommends that the House concur in the Senate amendment.

*Fifth*—Under same head, your Committee recommends that on

vitascope, moving picture or similar entertainments, the privilege be as follows:

In cities, towns or taxing districts of thirty-six thousand inhabitants or over, \$60.00.

In cities, towns or taxing districts of less than thirty-six thousand, \$40.00.

*Sixth*—Under the head of coal oil, illuminating oil, etc., your Committee recommends that the Senate recede from its amendment and adopt the House bill on the subject.

*Seventh*—Under head of collection agencies, your Committee recommends that the House concur in the Senate amendment.

*Eighth*—Under head of commercial, mercantile and protective agencies, your Committee recommends the following scale of privilege tax:

In cities of over twenty thousand, \$150.00.

In cities of under twenty thousand, \$75.00.

Local agencies confining their operations to one county, \$11.00.

*Ninth*—Under the head of distillers of brandy, your Committee recommends that the Senate recede and adopt clause of House bill fixing privilege at \$50.00.

*Tenth*—Under the head of dealers in theatre tickets, your Committee recommends that the Senate recede and adopt the House bill on this subject fixing the privilege at \$25.00 in towns of over forty thousand inhabitants.

*Eleventh*—Under the head of electric light and power companies, your Committee recommends that House concur in Senate amendments.

*Twelfth*—Under the head of renovating feathers, your Committee recommends that the Senate recede and adopt clause of House bill fixing privilege at \$300.00.

*Thirteenth*—Under the head of fees, your Committee recommends that the House concur in the Senate amendment.

*Fourteenth*—Under the head of flying jennies, your Committee recommends that the House concur in Senate amendments.

*Fifteenth*—Under the head of fortune tellers, your Committee recommends that the House concur in the Senate amendments.

*Sixteenth*—Under the head of futures, your Committee recommends that the House concur in Senate amendment.

*Seventeenth*—Under the head of land stock companies, not doing a real estate business, your Committee recommends that the House concur in the Senate amendment, striking out this item.

*Eighteenth*—Under the head of laundries, your Committee

recommends that the Senate recede and adopt the clause as contained in the House Bill.

*Nineteenth*—Under the head of liquor dealers, your Committee recommends that the Senate recede from all that part of its amendment except the following, and the House concur in that part of the amendment, as follows:

*“Provided, That in towns of less than 6,000 inhabitants, whose charters of incorporation have been abolished, to take effect before January 10, 1908, dealers shall not be liable for the above tax, but shall pay as provided in the Revenue Act of 1903.”*

*Twentieth*—Under the head of livery and feed stables, your Committee recommends that House concur in Senate amendment.

*Twenty-first*—Under the head of peddlers, your Committee recommends that the Senate recede and adopt House bill on this subject, fixing privilege at \$20.00, “if with more than one horse in each county, each per annum.”

*Twenty-second*—Under the head of phonographs, your Committee recommends that the House concur in Senate amendment striking out the clause.

*Twenty-third*—Under the head of plumbers and gas-fitters, your Committee recommends that the House concur in Senate amendment.

*Twenty-fourth*—Under the head of sewing machine companies and dealers in, your Committee recommends that the House concur in the Senate amendment.

*Twenty-fifth*—Under the head of security dealers and loan agents, your Committee recommends that the House concur in the Senate amendment.

*Twenty-sixth*—Under the head of street car companies and dummy railroads, your Committee recommends that the House concur in Senate amendment.

*Twenty-seventh*—Under the head of turnpikes, your Committee recommends that the Senate recede and adopt House bill on this subject.

*Twenty-eighth*—Under the head of undertakers, your Committee recommends that the House concur in the Senate amendment which strikes out merchants’ proviso.

*Twenty-ninth*—In Section 5, under the head of express companies, your Committee recommends both House and Senate recede, and that the bill read as follows:

*“One hundred miles or less, \$1,000.00; more than one hundred miles, \$3,000.”*

*Thirtieth*—Under the head of sleeping car companies, your

Committee recommends that the House concur in the Senate amendment.

*Thirty-first*—Under the head of railroad companies, your Committee recommends that the House concur in Senate amendment.

*Thirty-second*—Under the head of terminal companies, your Committee recommends that the Senate recede and adopt clause of the House bill on this subject.

*Thirty-third*—Under the head of telephone companies, your Committee recommends the following:

(In lieu of all other taxes, except *ad valorem* tax.)

"In counties of 40,000 inhabitants and over, on each box or instrument, fifty cents.

"In counties of over 20,000 or less than 40,000 inhabitants, on each box or instrument, thirty cents.

"In counties of less than 20,000 inhabitants, twenty cents.

"Mutual telephone companies, not run for profit, are not liable for this tax."

*Thirty-fourth*—In Section 11, under the head of building and loan association, your Committee recommends that House concur in Senate amendment.

Respectfully submitted,

J. D. SENTER,  
W. W. TALBERT,  
*On part of Senate.*

FRANK S. CARDEN,  
D. B. PURYEAR,  
*On part of House.*

Mr. Puryear moved that the report of the Conference Committee be made the action of the House.

The motion prevailed.

#### COMMITTEE REPORT.

The following report was received from the Committee appointed under House Joint Resolution No. 1, To investigate the offices of State Comptroller and State Treasurer.

Mr. Dixon moved that the report be spread upon the House Journal.

The motion prevailed.

The report is as follows:



REPORT OF LEGISLATIVE INVESTIGATING COMMITTEE UPON THE  
OFFICES OF STATE COMPTROLLER AND STATE TREASURER.

*To the Fifty-fifth General Assembly of the State of Tennessee:*

We, the undersigned committee appointed under House Joint Resolution No. 1, to wit:

HOUSE JOINT RESOLUTION NO. 1.

*Be it Resolved by the General Assembly of the State of Tennessee,* That a committee of two on the part of the Senate and three on the part of the House, be appointed by the Speakers of the respective houses, to investigate the management and conduct of the offices of State Treasurer and State Comptroller by the present occupants thereof, and report the result of said investigation and condition of said offices as early as practicable to this General Assembly.

*Be it further Resolved,* That the committee is hereby authorized and empowered to administer oaths, take sworn statements, and investigate all business, of whatever kind or character, transacted between the State of Tennessee and any tax-payer or any or all county or State officers thereof having business with either of said officers, and shall examine all books, records and documents of all kinds incident or pertaining to any business connected with either of said offices, both as to receipts and disbursements, and make a full and complete report as to the conditions and management of these offices to the General Assembly.

*Be it further Resolved,* That said committee shall have power to subpoena witnesses, punish for contempt, and do any and all things necessary for a thorough and complete investigation of the management of said offices.

*Be it further Resolved,* That inasmuch as an early completion of this work is desired, that the committee is hereby authorized and empowered to employ two expert accountants and four assistant accountants for the purpose of making this investigation.

*Be it further Resolved,* That the expert accountants shall be paid the sum of \$6.00 per day for the services rendered, and the assistants shall be paid the sum of \$4.00 per day for the services

rendered, to be paid for by the State Treasurer, and to be embraced in the General Appropriation Bill.

Adopted January 21, 1907.

JOHN T. CUNNINGHAM, JR.,  
*Speaker of the House of Representatives.*

E. G. TOLLETT,  
*Speaker of the Senate.*

Approved: MALCOLM R. PATTERSON, *Governor.*

Acting under the foregoing resolution, we employed Prof. Frank Goodman, of Nashville, as chief accountant, he having made most satisfactory examinations for the legislative investigating committees the preceding sixteen years. He was placed in charge of the entire work of auditing the books and in control of the other five accountants, and his familiarity with every department of the State's accounts was of invaluable assistance to the committee, and during the entire examination the committee has constantly co-operated with him and is therefore familiar with the entire work of himself and Mr. Will S. Ezell, the associate accountant, and know the conclusions and report herewith submitted to be correct, and therefore adopt said report, as the report of the committee.

Mr. Will S. Ezell, the other expert accountant, was also found most efficient and careful in the responsible duties undertaken by him. His previous experience was found of great value in systematically going through the mass of detail work that had to be done, particularly in the insurance department, which was handled especially by Mr. Ezell.

The assistant accountants were Frank Goodman, Jr., W. B. Lassater, Herbert Benham, Will A. Jordan, to the last three of whom was assigned the duty of examining and verifying all the disbursements of the State, aggregating \$6,976,226.51, which duty was faithfully and accurately performed by each.

On account of his previous experience, he being the only assistant who had worked here before, Frank Goodman, Jr., proved a most valuable aid to the committee. His skill in handling the adding machine deserves special mention, for under the supervision of the committee the 30,000 warrants of the State paid out during the last two years were added by him without a single error. During the recess he was the main assistant of the committee, and his accuracy and general efficiency were always of the greatest service.

The report of the accountants, which we adopt as our own report, is herewith submitted.

Your committee recommend the following:

That the Comptroller shall charge off of his appropriation ledger the following undrawn appropriations, aggregating \$6,161.29, which were unused and not needed by the respective institutions, departments, etc.:

Salary, Prison Commissioners.....	\$	24
Expense, Comptroller's office.....		90
Expense, Supreme Court.....	1	19
Expense, Capitol (pay roll).....		35
Expense, Common School (traveling expense).....		20
Expense, Common School (colored scholarship).....	1,020	51
Expense, R. R. Commissioners' office.....	374	93
Bureau Agriculture (Farmers' Institutes).....	3,560	00
Bureau Agriculture (World's Fair Exhibit).....	202	54
Public Printing (Pub. Acts and Journals).....		43
Public Printing (Pub. Acts—Newspapers).....	1,000	00

Total amount of undrawn appropriations to be charged off of Comptroller's appropriation ledger as of March 19, 1907.....\$6,161 29.

*Second*—That the Comptroller be authorized to transfer all undrawn balances to a new account, that was unused and is still in force March 19, 1907, and shall enter upon the old account in red ink "Undrawn balance transferred to the credit of new account, see Resolution No. —" (the number of the resolution to be inserted on said ledger account shall be the number of this resolution), and in the new account the Comptroller shall credit same by "Undrawn balance of March 19, 1907, see Resolution No. —." The balance to the credit of the respective institutions, departments and accounts embraced in this resolution aggregates \$136,709.82, as itemized in the accompanying report of the committee.

Respectfully submitted.

J. L. FOUST, *Chairman,*  
S. J. ROUTON,  
*For the Senate.*

CURRIE DIXON, *Secretary,*  
ALBERT BENHAM,  
W. B. SNEED,  
*On part of the House.*

INTRODUCTION OF RESOLUTION.

By Mr. Dixon, House Resolution No. 72, To direct Comptroller relative to charging of accounts in office of Comptroller.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

SIGNED.

The Speaker announced that he had signed House Bill No. 630.

COMMITTEE OF CONFERENCE.

Report of Committee of Conference on House Bill No. 693, To regulate mines, was received as follows:

MR. SPEAKER: We, your Committee of Conference on House Bill No. 693, recommend the same for passage with Senate amendments and further amendments as follows: Amend the amendment No. 4 by adding the following words: and said mine foreman is hereby expressly declared to be the agent or owner of the mines in the discharge of the duties required of said mine foreman by this act.

Amend amendment No. 4 $\frac{1}{2}$  by adding the following: "and said gas boss is hereby expressly declared to be the agent or representative of the operator or owner of the mine in the discharge of the duties required of said gas boss by this Act.

Respectfully submitted,

O. H. HOLLIDAY,

DANCY FORT,

*On part of the Senate.*

CHAS. A. STAINBACK,

J. PARKS WORLEY,

*On part of the House.*

Mr. Stainback moved that the report of the Committee be made action of the House.

The motion prevailed.

MESSAGES FROM THE SENATE.

MR. SPEAKER: I am directed to notify the House that the Senate has made the action of the Conference Committee on House Bill No. 693, To amend Act to regulate the inspection of mines the action of the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to transmit Senate Bills Nos. 718, 668, 662, 496, 467, 381, 810 and 756, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return House Bills Nos. 698 and 630, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

Thereupon the House took a recess until 10 o'clock to-night.

### NIGHT SESSION.

The House was called to order at 10 o'clock P. M. by Mr. Speaker Cunningham.

### SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform the House that the Senate has refused to make the action of the Committee of Conference on House Bill No. 502, the Revenue Bill, the action of the Senate, and asks for a second Committee of Conference. The Committee on part of the Senate is: Messrs. Senter and Talbert.

THOMAS, *Clerk.*

### ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 693, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Resolution No. 72, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

### SIGNED.

The Speaker announced that he had signed Senate Bills Nos. 381, 810, 756, 718, 668, 662, 496 and 467, and House Bill No. 693, and House Resolution No. 72.

COMMITTEE ANNOUNCED.

The Speaker announced the appointment of Messrs. Carden and Puryear as second Committee of Conference on the part of the House on House Bill No. 502, the Revenue Bill.

COMMITTEE REPORT.

The report of the conference committee on House Bill No. 502, the Revenue Bill, was received and is as follows:

Report of the Conference Committee appointed by the respective Speakers on House Bill No. 502, the same being the Revenue Act.

Your committee would respectfully report as follows:

FIRST.

Under head of barbecues, picnics or festivals, the Committee would recommend that the House concur in the Senate amendment.

SECOND.

Under the head of breweries, your Committee would recommend the House concur in the Senate amendment which eliminates the House provision relative to agents representing foreign breweries.

THIRD.

Under head of bill posters, we recommend the Senate recede from its amendments, striking out the privilege in cities, towns, and taxing districts from 1,500 to 3,000.

FOURTH.

Under the head of circuses or menageries, or both, your Committee recommends that the House concur in the Senate amendment.

FIFTH.

Under same head, your Committee recommends that on vitascope, moving picture or similar entertainments, the privilege be as follows:

In cities, towns or taxing districts of 36,000 inhabitants or over, \$60.00.

In cities, towns or taxing districts of less than 36,000, \$40.00.

SIXTH.

Under the head of coal oil, illuminating oil, etc., your Committee recommends that the Senate recede from the amendment and adopt the House bill on this subject.

SEVENTH.

Under head of collection agencies, your Committee recommends that the House concur in the Senate amendment.

EIGHTH.

Under the head of commercial, mercantile and protective agencies, your Committee recommends the following scale of privilege tax:

In cities, etc., of over 20,000, \$150.00.

In cities, etc., of under 20,000, \$75.00.

Local agencies confining their operations to one county, \$11.00.

NINTH.

Under the head of distillers of brandy, your Committee recommends that the Senate recede and adopt clause of House bill fixing privilege at \$50.00.

TENTH.

Under the head of dealers in theater tickets, your Committee recommends that the Senate recede and adopt the House bill on this subject, fixing the privilege at \$25.00 in towns over 40,000 inhabitants.

ELEVENTH.

Under the head of electric light and power companies, your Committee recommends that the House concur in Senate amendments.

TWELFTH.

Under the head of renovating feathers, your Committee recommends that the Senate recede and adopt clause of House bill fixing privilege at \$300.00.

THIRTEENTH.

Under the head of fees, your Committee recommends that the House concur in the Senate amendments.

FOURTEENTH.

Under the head of flying jennies, your Committee recommends that the House concur in Senate amendments.

FIFTEENTH.

Under the head of fortune tellers, your Committee recommends that the House concur in the Senate amendments.

SIXTEENTH.

Under the head of futures, your Committee recommends that the House concur in the Senate amendment.

SEVENTEENTH.

Under the head of land stock companies, not doing a real estate business, your Committee recommends that the House concur in the Senate amendment, striking out this item.

EIGHTEENTH.

Under the head of laundries, your Committee recommends that the Senate recede and adopt a clause as contained in the House bill.

NINETEENTH.

Under the head of liquor dealers, your Committee recommends that the Senate recede from all that part of its amendment except the following, and the House concur in that part of the amendment as follows:

“Provided, that in towns of less than 6,000 inhabitants, whose charters of incorporation have been abolished to take effect before January 10, 1908, dealers shall not be liable for the above tax, but shall pay as provided in the Revenue Act of 1903.

TWENTIETH.

Under the head of livery and feed stables, your Committee recommends that the House concur in Senate amendments.

TWENTY-FIRST.

Under the head of peddlers, your Committee recommends that the Senate recede and adopt House bill on this subject, fixing privileges at \$20.00, “if with more than one horse in each county, each per annum.”

TWENTY-SECOND.

Under the head of phonographs, your Committee recommends that the House concur in Senate amendment, striking out the clause.



**TWENTY-THIRD.**

Under the head of plumbers and gas fitters, your Committee recommends that the House concur in Senate amendments.

**TWENTY-FOURTH.**

Under the head of sewing machine companies. and dealers in, your Committee recommends that the House concur in the Senate amendment.

**TWENTY-FIFTH.**

Under the head of security dealers and loan agents, your Committee recommends that the House concur in the Senate amendment.

**TWENTY-SIXTH.**

Under the head of street car companies and dummy railroads, your Committee recommends that the House concur in Senate amendment.

**TWENTY-SEVENTH.**

Under the head of turnpikes, your Committee recommends that the Senate recede and adopt House bill on this subject.

**TWENTY-EIGHTH.**

Under the head of undertakers, your Committee recommends that the House concur in the Senate amendment, which strikes out merchants' proviso.

**TWENTY-NINTH.**

In Section 5, under the head of express companies, your Committee recommends both House and Senate recede and that the bill read as follows:

"One hundred miles or less, \$1,000.00; more than one hundred miles, \$2,500.00."

**THIRTIETH.**

Under the head of sleeping car companies, your Committee recommends that the House concur in the Senate amendment.

**THIRTY-FIRST.**

Under the head of railroad companies, your Committee recommends that the House concur in Senate amendment.

THIRTY-SECOND.

Under the head of terminal companies, your Committee recommends that the Senate recede and adopt clause of the House bill on this subject.

THIRTY-THIRD.

Under the head of telephone companies, your Committee recommends the following:

(In lieu of all other taxes except *ad valorem* tax.)

In counties of 40,000 inhabitants and over, on each box or instrument, 50 cents.

In counties of over 20,000 or less than 40,000 inhabitants, on each box or instrument, 30 cents; in counties of less than 20,000 inhabitants, 20 cents.

Mutual co-operative telephone companies, not run for profit, are not liable for this tax.

THIRTY-FOURTH.

In Section 2, under the head of building and loan association, your Committee recommends that House concur in Senate amendments.

Respectfully submitted,

J. D. SENTER,  
W. W. TALBERT,  
*On part of the Senate.*

FRANK S. CARDEN,  
D. B. PURYEAR,  
*On part of the House.*

Mr. Worley moved that the action of the Conference Committee be made the action of the House.

The motion prevailed.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform the House that the Senate has made the action of the Committee of Conference on House Bill No. 502, the Revenue Bill, the action of the Senate.

THOMAS, *Clerk.*

MESSAGE FROM THE GOVERNOR.

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 266, 1,093, 672, 671, 670, 1,027, 927,

917, 888, 806 and 1,092, and House Joint Resolutions Nos. 56, and 57, all of which he has approved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 693, signed by the Speaker of the Senate. THOMAS, *Clerk.*

REPORTS FROM STANDING COMMITTEES.

MR. SPEAKER: Your Committee on Education return House Bills Nos. 32 and 229, unacted upon. PEAY, *Chairman.*

MR. SPEAKER: Your Committee on Mines report House Bills Nos. 902, and 908, without recommendation.

JNO. R. NEAL, *Chairman.*

MR. SPEAKER: Your Committee on Finance, Ways and Means report House Bills Nos. 1,016, 1,049, 1,056, 984, 1,046 and 993, unacted upon.

JNO. R. NEAL, *Secretary.*

MR. SPEAKER: Your Committee on Finance, Ways and Means return House Bills Nos. 39, 101, 183, 189, 422, 509, 533, 550, 612, 709, 721, 723, 747, 778, 784, 807, 894, 900, 924, 941 and 971, and Senate Bills Nos. 26 and 127, unacted upon by your Committee.

S. H. COOPER, *Chairman.*

COMMITTEE REPORT.

MR. SPEAKER AND GENTLEMEN OF THE HOUSE: I hereby transmit House Bills Nos. 359, 503, 714, 832 and 773, which remain in my Committee unacted upon. Owing to the pressing business of my Committee, we did not have sufficient time to consider these bills. Please have them framed and always remember they were returned by

ALBERT BENHAM,

*Chairman Committee on Liquor Traffic.*

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Joint Resolution No. 40, To pay Ed Buford certain money, adopted for concurrence.

THOMAS, *Clerk.*

House Bill No. 1,028, To apply the Dortch law to Bledsoe County.

On motion, Senate Bill No. 860, on same subject, was substituted for House bill.

Passed third reading.

A motion to reconsider was tabled.

Thereupon the House took a recess for thirty minutes.

The House was called to order by Mr. Speaker Cunningham.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 630, 693, 847 and 698, all of which he has approved.

Respectfully,

W. D. SCRUGGS,  
*Secretary to the Governor.*

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 318, which he has disapproved, together with message giving reasons for so doing.

Respectfully,

W. D. SCRUGGS,  
*Secretary to the Governor.*

The message was read by the Clerk, and is as follows:

*To the Honorable Members of the House of Representatives:*

GENTLEMEN: I return herewith House Bill No. 318, with my disapproval.

In my first message to the Legislature recommending the creation of State Bank Examiners, I supposed that if a law was to be enacted, it would have the requirements of thorough investigation by independent examiners, as is done under the national banking laws.

The measure under consideration fails in this purpose.

Again, it is unjust to the State banks already chartered by law and doing business on small capital, for, under the provisions of the first section of the bill, if their capital stock does not, in towns of certain population, reach the amount arbitrarily fixed by the provisions, they will either be forced to liquidate or increase their capital stock.

Section 2 provides that the word "bank," as used in Section 1.

shall be construed to mean and include every trust company, loan company, mortgage security company, saving deposit company and every individual, firm, corporation, association or company doing a banking, loan or discount business, and that the provisions of the Act shall apply to them.

I believe these sections are unconstitutional and constitute an interference with vested rights, and, if not unconstitutional, are unjust and discriminating, for the solvency of banks, firms or individuals does not always depend upon their capital stock, nor could a firm or individual do a loan business at all according to the terms of this bill, for neither could have a capital stock, as corporations have.

The rights of banks to do business should not thus be determined, and the rights of individuals and firms could not be.

The only banking law that can be just is one that recognizes the existing rights of all banks, firms and individuals, and to guard the interests of depositors against fraud or excessive borrowing by any one person, firm or corporation. This bill does neither, and is, therefore, useless.

Respectfully submitted,

MALCOLM R. PATTERSON,

April 15, 1907.

*Governor.*

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 477 and 637, without action, they having been on his hands more than five Legislative days.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bills Nos. 457 and 581, without action.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

Mr. Stainback moved that House Bill No. 318, To regulate banks and banking, be placed on third reading, the Governor's veto notwithstanding.

Mr. Worley moved to postpone action indefinitely.

The motion to postpone prevailed.

EXPLANATION.

We wish to vote "no" on the motion to postpone indefinitely, and want to be so recorded on the Journal.

CHAS. A. STAINBACK,  
H. H. HORTON,  
C. H. CORN,  
H. T. HOLMAN,  
GEO. P. MEADOWS,  
J. F. DUNAVANT,  
JAS. M. TRAVIS,  
C. R. JACKSON,  
W. H. JOHNSON.

Thereupon the House took an informal recess.

The House was called to order by Mr. Speaker Cunningham.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 1,062, which he has approved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

INTRODUCTION OF RESOLUTION.

By Mr. Puryear, House Resolution No. 73, To express sorrow at death of Hon. David Chenault.

On motion, the rules were suspended for the consideration of the resolution.

Thereupon the resolution was adopted.

A motion to reconsider was tabled.

RESOLUTIONS LYING OVER.

Senate Joint Resolution No. 40, To pay Ed Buford, porter, certain money due him.

On motion, the House concurred in the resolution.

Senate Joint Resolution No. 35, To fix time of final adjournment of the Fifty-fifth General Assembly.

Mr. Horton moved to amend by striking out 12 M., April 15, and inserting 2 P. M., April 16.

The amendment was adopted.

Thereupon the House concurred in the resolution as amended.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to transmit Senate Bill No. 860 and Senate Joint Resolutions Nos. 35 and 40, for the signature of the Speaker of the House.

THOMAS, *Clerk.*

SIGNED.

The Speaker announced that he had signed Senate Joint Resolutions Nos. 35 and 40, and Senate Bill No. 860.

ENROLLED BILLS.

The following report was received from the Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills beg leave to report that they have carefully compared House Bill No. 502, and find same correctly enrolled and ready for the signature of the Speaker.

WADDELL, *Chairman.*

SIGNED.

The Speaker announced that he had signed House Resolution No. 73 and House Bill No. 502.

SENATE MESSAGE.

The following message was received from the Senate:

MR. SPEAKER: I am directed to return House Bill No. 502, signed by the Speaker of the Senate.

THOMAS, *Clerk.*

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

MR. SPEAKER: I am directed by the Governor to return herewith House Bill No. 502, which he has approved.

Respectfully,

W. D. SCRUGGS,

*Secretary to the Governor.*

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform the House that the Senate is now ready to adjourn *sine die*, in accordance with the provisions of Senate Joint Resolution No. 35.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to inform the House that the Speaker of the Senate has appointed as a committee to wait upon the Governor, Messrs. Ewing, Bean and Mansfield.

THOMAS, *Clerk.*

Mr. Horton moved that the Speaker appoint a committee of three to act on part of the House in conjunction with a similar committee on part of Senate, to notify the Governor that the General Assembly has completed its labors and is now ready to adjourn, and to ask him if he has any further communication to make to either body.

The motion was adopted, and the Speaker appointed Messrs. Horton, Neal and Perry on committee on part of the House to wait upon the Governor.

#### SENATE MESSAGES.

The following messages were received from the Senate:

MR. SPEAKER: I am directed to return House Joint Resolution No. 55, To authorize Governor to extend invitation to attend Home-coming Week, tabled by the Senate.

THOMAS, *Clerk.*

MR. SPEAKER: I am directed to return the following bills and resolutions unacted upon by the Senate: House Bills Nos. 493, 628, 919, 977, 830, 812, 531, 978, 491, 886, 764, 729, 538, 3, 78, 209, 333, 408, 518, 532, 543, 644, 661, 669, 259, 365, 377, 482, 574, 591, 662, 718, 720, 732, 771, 788, 772, 802, 850, 891, 889, 976, 1,026, 373, 445, 446, 555, 592, 789, 824, 834, 842, 844, 899, 915, 921, 932, 947, 957, 959, 982, 989, 1007, 1021, 1054, 217, 1067, 1070, 1076, 1080, 872, 1058, 99, 267, 616, and 162; also House Joint Resolutions Nos. 51, 52 and 53.

THOMAS, *Clerk.*

The following report was received from the committee appointed to wait on the Governor:

MR. SPEAKER: Your Committee appointed to wait upon the Governor to inform him that the General Assembly is ready to adjourn *sine die*, reports that we have waited upon the Governor.

The Governor stated to your committee that he had no further communication to make to the General Assembly, and congratulated its members upon their work, and further expressed



his appreciation of the zeal, fidelity and participation exhibited by the members of the Fifty-fifth General Assembly.

H. H. HORTON,

JNO. R. NEAL,

J. E. PERRY,

*Committee of the House.*

The hour of 2 o'clock P. M. having arrived, that hour being the hour fixed under Senate Joint Resolution No. 35 to adjourn *sine die*, Mr. Speaker Cunningham declared the House of the Fifty-fifth General Assembly of the State of Tennessee adjourned *sine die*.

JNO. T. CUNNINGHAM, JR.,

Attest:

*Speaker of the House.*

EDWARD B. MARTIN,  
*Chief Clerk.*

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# INDEX.

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## PERSONAL INDEX.

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ARMITAGE, JAMES—County represented, Greene; post office, Greeneville.

Qualified ..... Page 4  
Bills introduced.....Nos. 25, 92, 93, 267, 290, 435, 483, 507,  
675, 676, 734, 744, 791, 919.  
Resolutions offered .....H. J. R. No. 15  
Motions and amendments.....Page 621  
Committees .....Pages 47, 48, 49, 50, 73

ASKEW, A. H.—County represented, Madison; post office, Jackson.

Qualified ..... Page 4  
Bills introduced.....Nos. 67, 107, 112, 157, 556, 557, 558,  
604, 605, 867, 1063.  
Motions and amendments.....Pages 196, 960  
Committees .....Pages 47, 48, 49, 50, 73

BALDRIDGE, J. P.—County represented, Crockett; post office, Alamo.

Qualified ..... Page 3  
Bills introduced .....Nos. 75, 180, 583, 584, 585, 606,  
645, 677, 886, 1069, 1085½.  
Committees .....Pages 47, 48, 49, 81, 485  
Absent ..... Page 683

BENHAM, ALBERT—County represented, Shelby; post office, Memphis.

Qualified ..... Page 4  
Bills introduced.....Nos. 1, 52, 255, 352, 406, 432, 433,  
586, 753, 849, 971, 1029.  
Resolutions offered....H. J. R. Nos. 3, 28, 58; H. R. Nos. 7, 46  
Motions and amendments.....Pages 37, 43, 137, 193, 580, 776  
Committees.....Pages 42, 47, 48, 49, 73, 81, 139, 225  
Absent.....Pages 343, 359, 683

**BOUCHER, G. W.**—County represented, Gibson; post office, Dyer.

Qualified ..... Page 4  
Bills introduced.....Nos. 27, 53, 111, 128, 137, 165, 181,  
200, 397, 431, 508, 590, 642, 646, 729, 756, 829, 842, 927, 1008  
Resolution offered .....H. R. No. 22  
Motions and amendments.....Page 958  
Committees..... Pages 47, 48, 50

**BRADLEY, V. A.**—County represented, Robertson; post office, Pleasant View.

Qualified ..... Page 4  
Bills introduced.....Nos. 54, 223, 305, 306, 307, 551, 732,  
733, 745, 746, 866, 887, 1012.  
Resolutions offered....H. J. R. No. 32; H. R. Nos. 2, 11, 21, 45  
Motions and amendments.....Pages 640, 667, 672  
Committees.....Pages 47, 48, 49, 50, 339  
Absent.....Pages 46, 211, 564, 957  
Explanation ..... Page 667

**BROOKS, JOHN R.**—County represented, Cocke; post office, Bridgeport.

Committee appointed to investigate contest..... Page 32  
Report submitted .....Page 36  
Qualified ..... Page 38  
Bills introduced.....Nos. 420, 637, 647  
Committees.....Pages 48, 49, 50  
Absent.....Pages 158, 201, 332, 343, 359, 684, 986

**BURKHALTER, D. A.**—Counties represented, Carroll, Henry, and Weakley; post office, McKenzie.

Qualified ..... Page 5  
Bills introduced.....Nos. 28, 268, 353, 712, 814, 815, 816, 901  
Resolutions offered.....H. J. R. Nos. 12, 44, 52; H. R. Nos.  
29, 59, 70.  
Motions and amendments.....Pages 522, 667, 670, 944, 958  
Committees.....Pages 47, 48, 50, 73, 81, 225, 339  
Absent.....Pages 268, 440, 564  
Explanation ..... Page 667

CAMPBELL, D. J.—County represented, Hardeman; post office, Whiteville.

Qualified .....	Page 4
Bills introduced.....	Nos. 547, 648, 980, 981
Motions and amendments .....	Page 391
Committees .....	Page 47

CANDLER, H. M.—County represented, McMinn; post office, Athens.

Qualified .....	Page 4
Bills introduced.....	Nos. 2, 55, 56, 57, 289, 308, 407, 441, 442, 649, 804, 894, 909.
Motions and amendments.....	Pages 391, 628, 630
Committees.....	Pages 47, 48, 49, 50, 73, 81, 342
Absent.....	Pages 683, 986
Personal privilege .....	Page 628

CARDEN, FRANK S.—County represented, Hamilton, post office, Chattanooga.

Qualified .....	Page 4
Bills introduced....	Nos. 355, 538, 539, 638, 743, 839, 840, 1059
Motions and amendments.....	Pages 559, 560
Committees .....	Pages 42, 47, 48, 49, 50, 81, 232
Absent.....	Pages 440, 683
Personal privilege .....	Page 632

COTTRELL, JESSE S.—Counties represented, Knox and Loudon; post office, Knoxville.

Qualified .....	Page 5
Bills introduced.....	Nos. 4, 5, 30, 32, 109, 291, 309, 421, 509, 550, 611, 612, 652, 678, 731, 800, 891, 894, 959, 1014, 1040.
Resolutions offered.....	H. J. R. No. 36; H. R. No. 57
Motions and amendments.....	Pages 391, 408, 551, 606
Committees.....	Pages 47, 48, 49, 73
Absent.....	Pages 158, 683
Explanation .....	Page 606

CHESTNUT, SAMUEL LEE—Counties represented, Sullivan and Hawkins; post office, Rogersville.

Qualified .....	Page 5
Bills introduced.....Nos. 3, 108, 437, 456, 536, 548, 549, 747, 920, 969, 1023, 1024.	
Resolutions offered.....H. J. R. Nos. 1, 26; H. R. No. 6	
Motions and amendments.....Pages 9, 512, 552, 942	
Committees.....Pages 47, 48, 49, 81, 212, 400	
Absent.....Pages 416, 428, 440	

COOPER, SAMUEL H.—County represented, Shelby; post office, Memphis.

Qualified .....	Page 6
Bills introduced.....Nos. 94, 224, 368, 380, 408, 409, 412, 413, 502, 597, 608, 650, 704, 706, 707, 805, 880, 881, 882, 883, 885, 961, 985, 986, 989.	
Resolutions offered.....H. R. Nos. 53, 65	
Motions and amendments .....	Pages 333, 787
Committees.....Pages 47, 48, 49, 50, 73, 342	
Absent.....Pages 42, 80, 158, 211, 485, 564	

COOPER, JOHN S.—County represented, White; post office, Quebec.

Qualified .....	Page 5
Bills introduced.....Nos. 59, 270, 337, 392, 393, 410, 651, 708, 748, 811, 921.	
Committees.....Pages 47, 48, 49, 50, 73	
Absent .....	Page 643

CORN, CHARLES H.—Counties represented, Franklin and Marion; post office, Estill Springs.

Qualified .....	Page 5
Bills introduced.....Nos. 102, 126, 178, 394, 405, 439, 440, 443, 444, 506, 561, 995.	
Motions and amendments.....Pages 494, 553, 580, 665	
Committees.....Pages 47, 48, 50, 81, 631	
Absent .....	Page 211

CUMMINGS, WILLIAM H.—County represented, Hamilton;  
post office, Chattanooga.

Qualified .....	Page 4
Bills introduced.....	Nos. 95, 182, 201, 351, 445, 446, 511, 512, 653, 654, 704, 1062.
Resolution offered .....	H. R. No. 48
Motions and amendments.....	Pages 10, 38, 327, 581, 943, 983, 990.
Committees.....	Pages 47, 48, 49, 50, 73, 81, 342, 948
Absent .....	Page 497

CUNNINGHAM, JOHN T., JR.—County represented, Mont-  
gomery; post office, Clarksville.

Qualified .....	Page 4
Elected Speaker.....	Page 7
Bills introduced.....	Nos. 286, 288, 350, 404, 478, 479, 480, 481, 782, 806, 823, 870, 945, 946, 964, 1020.
Motions and amendments.....	Pages 347, 943

DICKENS, W. F.—County represented, Cannon; post office,  
Readyville.

Qualified .....	Page 4
Bills introduced.....	Nos. 158, 159, 177, 256, 269, 552, 895, 962, 977, 1087.
Resolutions offered.....	H. J. R. Nos. 9, 53
Motions and amendments.....	Page 831
Committees.....	Pages 49, 50
Absent.....	Page 628

DIXON, CURRIE—County represented, Haywood; post office,  
Brownsville

Qualified .....	Page 4
Bills introduced.....	Nos. 6, 202, 296, 297, 327, 613, 644, 739, 821, 822.
Resolutions offered.....	H. J. R. No. 2; H. R. Nos. 1, 4, 52, 72
Motions and amendments.....	Pages 39, 34, 44, 51, 340, 526, 538, 554, 564, 763.
Committees.....	Pages 47, 48, 50, 139, 378, 669

DONALDSON, W. JAY—Counties represented, Hamblen and  
Jefferson; post office, Morristown.

Qualified .....	Page 5
Bills introduced.....	Nos. 31, 129, 130, 131, 513, 514, 515, 516, 581, 582, 655, 749, 922, 923, 990, 1025, 1070.
Committees.....	Pages 47, 48, 49, 81



**DRUMMOND, JOHN W.**—County represented, Knox; post office, Knoxville.

Qualified .....	Page 4
Bills introduced.....	Nos. 32, 60, 510, 588, 602, 680, 737, 799, 891, 892, 898, 900, 959.
Resolution offered .....	H. J. R. No. 57
Motions and amendments.....	Page 785
Committees.....	Pages 47, 49, 50, 73
Absent .....	Page 485

**DUNAVANT, J. F.**—County represented, Lauderdale; post office, Ripley.

Qualified .....	Page 4
Bills introduced.....	Nos. 8, 33, 34, 76, 389, 447, 448, 484, 517, 589, 614, 750, 924, 1078.
Resolution offered .....	H. R. No. 56
Motions and amendments.....	Page 249
Committees.....	Pages 47, 48, 49, 50, 73

**DYER, QUIMBY**—County represented, Putnam; post office, Cookeville.

Qualified .....	Page 4
Bills introduced.....	Nos. 20, 77, 132, 241, 270, 328, 375, 709, 710, 711, 896, 897, 925, 966, 1019, 1061, 1092.
Committees.....	Pages 48, 73

**EDENS, J. N.**—Counties represented, Carter and Johnson; post office, Elizabethton.

Qualified .....	Page 5
Bills introduced.....	Nos. 96, 97, 449, 450, 518, 682, 683, 684, 751.
Committees.....	Pages 47, 48, 49
Absent .....	Page 257

**EDWARDS, JOHN R.**—Counties represented, Chester, Harde-  
man, and Haywood; post office, Mifflin.

Qualified .....	Page 5
Bills introduced.....	Nos. 205, 485
Committees.....	Pages 47, 48, 50, 73
Absent.....	Pages 211, 428, 440, 485, 497, 519, 530, 550, 564, 683, 986.

EVERETT, JOHN E.—County represented, Weakley; post office, McKenzie.

Qualified .....	Page 5
Bills introduced.....	Nos. 160, 395, 643, 712, 901, 1038
Resolution offered .....	H. R. No. 70
Committees.....	Pages 47, 49, 50, 73, 339

FIELDER, W. T.—County represented, Hickman; post office, Centerville.

Qualified .....	Page 4
Bills introduced.....	Nos. 161, 183, 225, 310, 311, 329, 356, 383, 411, 1050, 1051.
Resolutions offered.....	H. J. R. No. 22; H. R. Nos. 17, 69
Motions and amendments.....	Pages 262, 538
Committees.....	Pages 47, 49, 50
Absent .....	Page 400

GALLOWAY, W. T.—County represented, Maury; post office, Columbia.

Qualified .....	Page 4
Bills introduced.....	Nos. 78, 193, 206, 564, 565, 766, 809, 810, 837, 838, 884, 991
Resolutions offered.....	H. J. R. No. 51; H. R. No. 37
Motions and amendments.....	Pages 632, 674
Committees.....	Pages 47, 48, 49, 50
Explanation .....	Page 632

GARNETT, J. L.—County represented, Warren; post office, Minnville.

Qualified .....	Page 5
Bills introduced.....	Nos. 61, 79, 98, 184, 257, 292, 313, 452, 519, 616, 617, 752, 1034.
Motions and amendments.....	Pages 538; H. R. No. 67
Committees.....	Pages 47, 49, 50, 81, 666
Absent .....	Pages 319, 332

GARRISON, A. L.—Counties represented, Cumberland, Bledsoe, Grundy, Sequatchie, and Van Buren; post office, Crossville.

Qualified .....	Page 6
Bills introduced.....	Nos. 312, 358, 451, 615, 788, 992, 1075, 1078.
Motions and amendments .....	Page 337

- Committees..... Pages 47, 49  
Absent .....Pages 485, 683
- GORDON, T. E.—Counties represented, Dyer, Lake, and Obion;  
post office, Dyersburg.  
Qualified ..... Page 5  
Bills introduced.....Nos. 9, 35, 99, 162, 185, 186, 187, 188,  
189, 303, 314, 374, 656, 685, 713, 714, 715, 716, 717, 735, 789,  
790, 832, 850, 951, 967, 968.  
Resolutions offered.....H. J. R. Nos. 4, 8, 14, 20, 31, 43;  
H. R. Nos. 9, 10, 23, 24, 28, 34, 71.  
Motions and amendments.....Pages 194, 196, 206, 435, 507,  
630, 632, 664, 458, 983.  
Committees..... Pages 47, 48, 49, 50, 73, 80, 81  
Absent.....Pages 46, 80, 158, 211, 268, 289, 319, 332, 400,  
416, 485, 564, 683, 782, 844, 869.  
Explanation ..... Page 632
- GILL, W. F.—County represented, Shelby; post office, Memphis.  
Qualified ..... Page 6  
Bills introduced.....Nos. 207, 293, 368, 412, 413, 423, 845,  
1016, 1056.  
Committees.....Pages 47, 48, 49, 73, 81  
Absent.....Pages 42, 80, 146, 158, 211, 485, 497, 564
- GRONER, G. D.—County represented, Hamilton; post office,  
Chattanooga.  
Qualified ..... Page 4  
Bills introduced.....Nos. 163, 657, 902  
Committees.....Pages 48, 49, 342  
Absent.....Pages 343, 359, 373
- HALL, J MESSICK—County represented, Shelby; post office,  
Memphis.  
Qualified ..... Page 4  
Bills introduced.....Nos. 128, 424, 453, 618, 619, 747, 848,  
903, 904, 905, 906, 926, 929, 930, 963, 993, 1056, 1072, 1073.  
Resolutions offered.....H. J. R. Nos. 17, 57; H. R. No. 47  
Motions and amendments.....Pages 570, 580, 665, 847  
Committees.....Pages 47, 48, 49, 50, 81, 232

**HARDIN, WATT**—County represented, Hardin; post office, Clifton.

Qualified ..... Page 4  
Bills introduced.....Nos. 133, 134, 135, 396, 742, 755, 851, 852  
Committees ..... Pages 47, 49, 81

**HARRIS, R. A.**—County represented, Madison; post office, Jackson.

Qualified ..... Page 4  
Bills introduced.....Nos. 107, 112, 304, 315, 316, 486, 487, 556, 557, 558, 620, 1063.  
Committees.....Pages 48, 49, 81  
Absent ..... Page 564

**HARTLEY, J. M.**—County represented, Roane; post office, Kingston.

Qualified ..... Page 6  
Bills introduced.....Nos. 100, 164, 226, 414, 454, 555, 792, 793, 994, 1086.  
Committees .....Pages 47, 49  
Absent..... Pages 485, 564

**HASSELL, A. D.**—County represented, Gibson; post office, Trenton.

Qualified ..... Page 4  
Bills introduced.....Nos. 128, 136, 137, 165, 181, 190, 384, 397, 431, 590, 621, 646, 729, 756, 829, 842, 927, 984, 1008.  
Motions and amendments.....Pages 319, 958  
Committees .....Pages 47, 48, 49, 50, 339

**HORTON, H. H.**—County represented, Franklin; post office, Winchester.

Qualified ..... Page 4  
Bills introduced.....Nos. 10, 37, 38, 102, 126, 317, 390, 405, 416, 455, 520, 559, 560, 561, 835, 952, 960, 995, 1006.  
Resolutions offered.....H. J. R. No. 37; H. R. Nos. 50, 58  
Motions and amendments.....Pages 98, 538, 556, 588, 983  
Committees.....Pages 47, 48, 49, 73, 378, 948, 1021  
Absent ..... Page 564

HOUSEHOLDER, J. A.—County represented, Sevier; post office, Pigeon Forge.

Qualified ..... Page 4  
Bills introduced.....Nos. 166, 488, 489, 562, 758, 800  
Committees .....Pages 48, 49, 81  
Absent..... Pages 146, 319, 332

HOWLAND, R. M.—County represented, Marshall; post office, Chapel Hill.

Qualified ..... Page 4  
Bills introduced.....Nos. 81, 228, 318, 687, 730, 759, 864, 953, 954, 996, 1032.  
Resolutions offered.....H. J. R. No. 18; H. R. No. 43  
Motions and amendments.....Pages 563, 971  
Committees.....Pages 47, 48, 50, 73, 225, 339  
Absent ..... Page 268

HOLMAN, H. T.—County represented, Lincoln; post office, Fayetteville.

Qualified ..... Page 4  
Bills introduced.....Nos. 36, 62, 80, 101, 122, 227, 258, 338, 339, 415, 757, 786, 857, 872, 873, 952.  
Resolutions offered.....H. J. R. Nos. 24, 29  
Motions and amendments.....Pages 537, 552, 670, 846  
Committees.....Pages 47, 48, 49, 50, 212, 342, 639  
Absent ..... Page 248

HOWELL, D. L.—County represented, Stewart; post office, Dover.

Qualified ..... Page 5  
Bills introduced.....Nos. 398, 490, 521, 622, 686, 844, 853, 1013, 1039.  
Committees .....Pages 47, 48, 49, 50

HUDSON, J. T.—County represented, Dickson; post office, Dickson.

Qualified ..... Page 4  
Bills introduced.....Nos. 11, 113, 167, 330, 388, 503, 537, 658, 760, 794, 1084.  
Motions and amendments .....Page 390  
Committees.....Pages 47, 49, 50, 81, 339  
Absent ..... Page 629

JACKSON, CLARENCE R.—County represented, Davidson;  
post office, Nashville.

Qualified .....	Page 3
Bills introduced .....	Nos. 430, 928
Resolution offered .....	H. J. R. No. 47
Motions and amendments .....	Page 849
Committees .....	Pages 47, 48, 339

JESTES, S. H.—Counties represented, Morgan and Anderson;  
post office, Coalfield.

Qualified .....	Page 5
Bills introduced .....	Nos. 139, 229, 457, 491, 522, 659, 688, 718, 978, 1026, 1089.
Committees .....	Pages 47, 48, 49, 50
Absent .....	Pages 72, 986

JOHNSON, W. H.—County represented, Shelby; post office,  
Memphis.

Qualified .....	Page 4
Bills introduced .....	Nos. 168, 192, 319, 320, 381, 382, 795, 929, 930.
Motions and amendments .....	Pages 545, 986
Committees .....	Pages 48, 49, 50
Absent .....	Pages 268, 289, 303, 485

KENNEY, GEORGE R.—County represented, Obion; post office,  
Union City.

Qualified .....	Page 4
Bills introduced .....	Nos. 12, 39, 82, 169, 209, 230, 259, 260, 271, 295, 423, 456, 563, 660, 689, 690, 762, 763, 904, 905, 906, 909, 948, 949, 950, 967, 968, 1030.
Resolution offered .....	H. J. R. No. 25
Committees .....	Pages 47, 48, 50, 73, 81, 212, 342

KINSLAND, JOHN E.—Counties represented, Grainger and  
Hancock; post office, Rutledge.

Qualified .....	Page 12
Bills introduced .....	Nos. 340, 623
Motions and amendments .....	Page 506
Committees .....	Pages 47, 48, 49, 81
Absent .....	Pages 343, 359, 373, 388, 400, 440, 485, 519

KNOWLES, J. H. S.—County represented, DeKalb; post office, Smithville.

Qualified ..... Page 6  
Bills introduced.....Nos. 254, 764, 931, 844, 1011  
Committees.....Pages 47, 48, 49, 782, 869

LANE, HEARN H.—County represented, Williamson, post office, Franklin.

Qualified ..... Page 5  
Bills introduced.....Nos. 13, 40, 63, 83, 103, 114, 140, 341,  
360, 458, 459, 546, 591, 661, 765, 932, 1021, 1022, 1048, 1049,  
1067.  
Resolutions offered..H. J. R. Nos. 34, 46; H. R. Nos. 32, 35, 60  
Motions and amendments.....Pages 104, 370, 505, 635  
Committees.....Pages 47, 48, 50, 73, 81, 212, 342

LARGENT, JOHN—Counties represented, Houston and Montgomery; post office, Stewart.

Qualified ..... Page 5  
Bills introduced.....Nos. 691, 1035  
Resolution offered ..... H. R. No. 62  
Committees.....Pages 47, 49, 50, 81  
Absent.....Pages 485, 497, 519

LOCKERT, WILLIAM S.—Counties represented, Williamson, Robertson, and Cheatham; post office, Ashland City.

Qualified ..... Page 5  
Bills introduced.....Nos. 84, 359, 692, 719, 767, 817  
Committees ..... Pages 47, 48, 49  
Absent ..... Page 564

LIPSCOMB, A. A.—County represented, Maury; post office, Columbia.

Qualified ..... Page 4  
Bills introduced.....Nos. 193, 564, 565, 713, 714, 715, 716,  
766, 809, 810, 837, 838, 884, 991.  
Resolutions offered.....H. J. R. No. 51; H. R. Nos. 20, 36  
Motions and amendments ..... Pages 630, 632  
Committees.....Pages 47, 48, 49, 73, 81, 396  
Explanation ..... Page 632

MACFARLAND, LON P.—County represented, Wilson; post office, Martha.

Qualified .....	Page 5
Bills introduced.....	Nos. 17, 42, 170, 218, 232, 332, 662, 868, 913, 914, 934.
Resolutions offered.....	H. J. R. Nos. 27, 54; H. R. Nos. 15, 41, 49, 68.
Motions and amendments.....	Pages 35, 46, 435, 493, 560, 580, 672, 674, 796.
Committees.....	Pages 48, 49, 50, 73, 339, 630

MARR, W. B.—County represented, Davidson; post office, Nashville.

Qualified .....	Page 4
Bills introduced.....	Nos. 14, 64, 65, 104, 141, 272, 296, 297, 460, 592, 603, 768, 769, 770, 884.
Resolutions offered....	H. J. R. Nos. 16, 21; H. R. Nos. 38, 54
Motions and amendments....	Pages 330, 331, 334, 630, 673, 848, 946.
Committees.....	Pages 47, 48, 49, 73, 639
Resigned from committee .....	Page 60

MATTHEWS, J. R.—County represented, Davidson; post office, Nashville.

Qualified .....	Page 3
Bills introduced.....	Nos. 116, 117, 331, 460, 592, 603, 624, 854, 997, 998, 1085, 1096.
Resolutions offered.....	H. J. R. Nos. 21, 39, 56
Motions and amendments.....	Page 946
Committees.....	Pages 48, 49, 50, 73, 81, 342

MAY, R. M.—Counties represented, Washington, Greene, and Unicoi; post office, Jonesboro.

Qualified .....	Page 5
Bills introduced.....	Nos. 15, 41, 194, 385, 461, 482, 492, 523, 524, 525, 625, 705, 771, 871, 1033.
Committees.....	Pages 47, 48, 49, 339
Absent .....	Page 158



**M'ELROY, ROBERT CHESTER**—County represented, Henry; post office, Paris.

Qualified .....	Page 4
Elected Temporary Speaker.....	Page 6
Bills introduced.....	Nos. 16, 66, 67, 142, 231, 302, 347, 843, 877, 878, 879, 915, 916, 1010, 1055.
Resolutions offered.....	H. J. R. Nos. 6, 13, 38; H. R. Nos. 3, 27, 44, 61, 955.
Motions and amendments....	Pages 97, 106, 198, 206, 218, 557, 632.
Committees.....	Pages 48, 60, 81, 139
Absent.....	Pages 400, 416, 440
Explanation .....	Page 932

**MEADOWS, GEORGE P.**—County represented, Giles; post office, Pulaski.

Qualified .....	Page 4
Bills introduced.....	Nos. 18, 220, 273, 720, 796, 797, 828, 999 (1000), 1042, 1043.
Resolutions offered....	H. J. R. Nos. 10, 37; H. R. Nos. 19, 50
Motions and amendments.....	Pages 194, 251, 308, 320, 391, 550, 557, 618, 983.
Committees.....	Pages 47, 48, 73, 339
Absent .....	Page 211

**MILLER, R. F.**—County represented, Tipton; post office, Brighton.

Qualified .....	Page 5
Bills introduced....	Nos. 322, 594, 721, 772, 773, 774, 836, 865
Committees.....	Pages 47, 48, 49

**MILLER, E. C.**—County represented, Monroe; post office, Mount Vernon.

Qualified .....	Page 4
Bills introduced.....	Nos. 24, 171, 172, 233, 298, 593, 663, 1064
Committees.....	Pages 48, 49, 50, 73
Absent.....	Pages 332, 564

**MITCHELL, SAMUEL HENRY**—Counties represented, Tipton and Lauderdale; post office, Mason.

Qualified .....	Page 5
Bills introduced.....	Nos. 594, 721, 813, 865
Committees.....	Pages 47, 48, 50, 81

MONTGOMERY, D. A.—County represented, Sumner; post office, Edgfield.

Qualified ..... Page 5  
Bills introduced.....Nos. 105, 429, 696, 907  
Committees.....Pages 47, 48, 50, 73  
Absent.....Pages 400, 416, 428, 440, 683

MORRIS, DR. E. L.—County represented, Fayette; post office, Moscow.

Qualified ..... Page 4  
Bills introduced ..... No. 43  
Committees.....Page 49, 50, 73, 81  
Absent.....Pages 201, 268, 289, 303, 343, 359, 373, 388, 400, 485, 564.

MURRAY, SIDNEY E.—County represented, Carroll; post office, Huntingdon.

Bills introduced.....Nos. 19, 44, 68, 118, 119, 120, 143, 173, 195, 391, 462, 463, 856, 1068.  
Resolutions offered.....H. J. R. No. 49; H. R. No. 14  
Motions and amendments.....Pages 337, 535, 589, 636  
Committees.....Pages 48, 49, 50, 73, 81, 342, 630  
Absent.....Pages 46, 211, 248, 257, 303, 359, 683, 957  
Explanation ..... Page 589

MUSE, GEORGE P.—Counties represented, Bedford, Lincoln, and Moore; post office, Bellbuckle.

Qualified ..... Page 5  
Bills introduced.....Nos. 85, 775, 855  
Motions and amendments.....Page 546  
Committees.....Pages 47, 48, 49, 50, 212, 342, 396  
Absent ..... Page 428

NEAL, JOHN RANDOLPH—Counties represented, Rhea and Meigs; post office, Spring City.

Qualified ..... Page 5  
Bills introduced.....Nos. 121, 144, 145, 146, 147, 148, 196, 197, 348, 399, 417, 434, 464, 526, 566, 650, 664, 693, 701, 704, 722, 739, 776, 777, 783, 784, 785, 807, 808, 819, 857, 972, 973, 989, 1027, 1028, 1029, 1031, 1058, 1062.  
Resolutions offered.....H. R. Nos. 62, 64  
Motions and amendments...Pages 427, 526, 538, 558, 950, 974  
Committees.....Pages 47, 48, 49, 73, 81, 342, 378, 1021

NEELEY, M. E.—County represented, Rutherford; post office, Walter Hill.

Qualified ..... Page 4  
Bills introduced.....Nos. 256, 361, 400, 1095  
Committees.....Pages 47, 49, 50, 81

PEAY, G. W.—County represented, Davidson; post office, Goodlettsville.

Qualified ..... Page 3  
Bills introduced.....Nos. 210, 211, 219, 527, 528, 545, 639, 869, 910, 935, 1001, 1046.  
Resolutions offered.....H. J. R. Nos. 33, 50; H. R. No. 31  
Motions and amendments .....Page 665  
Committee.....Pages 47, 73, 339

PERRY, J. E.—Counties represented, Davidson and Wilson; post office, Lebanon.

Qualified ..... Page 5  
Bills introduced.....Nos. 174, 219, 234, 262, 274, 858, 1083  
Resolutions offered.....H. J. R. No. 55; H. R. No. 40  
Motions and amendments...Pages 196, 224, 435, 851, 954, 1000  
Committees.....Pages 48, 49, 50, 73, 339, 1021  
Explanation ..... Page 851

POSTON, ROBERT—County represented, Overton; post office, Oak Hill.

Qualified ..... Page 4  
Bills introduced.....Nos. 20, 86, 263, 270, 275, 418, 493, 595, 830, 956, 1088.  
Committees.....Pages 48, 49, 81, 339  
Absent ..... Page 146

PURYEAR, DAVID B.—Counties represented, Sumner, Trousdale, and Macon; post office, Gallatin.

Qualified ..... Page 5  
Bills introduced.....Nos. 45, 122, 235, 236, 333, 632, 633, 673, 674, 694, 695, 696, 907, 936, 937, 957.  
Resolutions offered...H. J. R. Nos. 23, 32, 42, H. R. Nos. 18, 73  
Motions and amendments.....Pages 39, 455, 564, 617, 630, 639, 784, 947.  
Committees.....Pages 47, 48, 49, 50, 73, 81, 139, 212, 342, 378, 669.

RAMBO, T. A.—County represented, Knox; post office, Knoxville.

Qualified ..... Page 4  
Bills introduced ..... No. 570  
Committees.....Pages 47, 49, 50, 81  
Absent.....Pages 158, 343, 400, 428, 440, 485, 519, 530,  
550, 564, 582, 599, 628, 643, 683, 771, 782, 844, 869, 935, 986.

RICHMOND, FRANK—County represented, Jackson; post office, Flynn's Lick.

Qualified ..... Page 4  
Bills introduced.....Nos. 20, 270, 1036, 1047, 1076  
Committees.....Pages 47, 48, 49, 50, 81

ROWAN, J. W.—County represented, Hawkins; post office, Persia.

Qualified ..... Page 4  
Bills introduced ..... No. 596  
Committees ..... Pages 47, 49, 50  
Absent.....Pages 106, 134, 175, 187, 201, 211, 233, 248,  
257, 289, 303, 319, 332, 485, 683.

ROYSTON, C. A.—County represented, Washington; post office, Jonesboro.

Qualified ..... Page 5  
Bills introduced .....Nos. 21, 529, 530, 723, 771, 1060  
Motions and amendments.....Page 419  
Committees .....Pages 48, 49, 50, 81  
Absent .....Pages 158, 564

SAMPSON, C. S.—County represented, Smith; post office, Carthage.

Qualified ..... Page 5  
Bills introduced.....Nos. 123, 219, 270, 334, 429, 494, 495,  
496, 531, 1074.  
Committees .....Pages 47, 49, 50

SCOTT, D. E.—Counties represented, Henderson and Madison; post office, Lexington.

Qualified ..... Page 5  
Bills introduced.....Nos. 22, 47, 48, 87, 88, 89, 90, 276, 362,  
372, 373, 401, 402, 465, 466, 467, 497, 604, 605, 628.  
Resolutions offered.....H. J. R. No. 19; H. R. No. 16  
Motions and amendments.....Pages 39, 196, 666, 780, 1000  
Committees.....Pages 47, 48, 49, 73, 80

**SNEED, W. B.**—County represented, Davidson; post office, Nashville.

Qualified ..... Page 3  
Bills introduced..... Nos. 349, 629, 778, 911, 912  
Resolution offered..... H. R. No. 30  
Motions and amendments..... Pages 204, 672, 679  
Committees..... Pages 47, 49, 73, 81, 139  
Absent ..... Page 248

**SCHUBERT, FRED L.**—Counties represented, Lewis, Lawrence, Giles, and Wayne; post office, Hohenwald.

Qualified ..... Page 5  
Bills introduced..... 242, 243, 244, 245, 246, 247, 248, 249,  
250, 251, 252, 253, 323, 324, 425, 626, 627, 665, 787, 834, 847,  
938, 965, 1009, 1044, 1045, 1065, 1066, 1093.  
Resolution offered..... H. J. R. No. 51  
Motions and amendments..... Pages 537, 677  
Committees..... Pages 47, 48, 73, 80, 212, 342  
Absent ..... Pages 158, 211

**SHEA, JOHN J.**—County represented, Shelby; post office, Memphis.

Qualified ..... Page 4  
Bills introduced..... Nos. 49, 149, 150, 175, 377, 468, 469,  
504, 505, 697, 848, 1002.  
Motions and amendments..... Pages 455, 546, 763  
Committees..... Pages 47, 49, 50, 73, 80  
Absent ..... Pages 211, 485, 957, 986

**SMITH, W. C.**—Counties represented, Fentress, Pickett, Overton, and Clay; post office, Jamestown.

Qualified ..... Page 5  
Bills introduced..... Nos. 151, 176, 221, 300, 426, 470, 595,  
598, 599, 600, 601, 724.  
Motions and amendments..... Pages 429, 450  
Committees..... Pages 47, 48, 49, 339

STAINBACK, CHARLES ASHLEY—Counties represented,  
Fayette and Shelby; post office, Somerville.

Qualified .....	Page 6
Bills introduced.....	Nos. 264, 630, 939
Resolutions offered.....	H. R. Nos. 25, 66
Motions and amendments.....	Pages 199, 205, 450, 555, 556, 560, 617, 621, 943, 946, 983, 1018.
Committees.....	Pages 47, 48, 49, 73, 80, 342, 378, 639
Absent.....	Pages 485, 497, 519, 530
Personal privilege.....	Page 622

TALLANT, F. G.—Counties represented, Bradley, Polk, and  
James; post office, Ooltewah.

Qualified .....	Page 5
Bills introduced.....	Nos. 471, 472, 974, 975, 976, 1080, 1090
Committees.....	Pages 48, 50, 81
Absent.....	Pages 80, 158, 175, 211, 257, 268, 485

TATUM, S. B.—County represented, Dyer; post office, Dyers-  
burg.

Qualified .....	Page 4
Bills introduced.....	Nos. 198, 301, 335, 387, 779, 780, 876, 982, 983, 1041.
Resolution offered.....	H. J. R. No. 48
Motions and amendments.....	Page 958
Committees.....	Pages 47, 48, 49, 50, 73, 81
Absent .....	Page 564

THRASHER, P. H.—County represented, McNairy; post office,  
Selmer.

Qualified .....	Page 4
Bills introduced....	Nos. 106, 213, 473, 498, 499, 500, 698, 1079
Committees.....	Pages 48, 49, 50, 81
Absent.....	Pages 80, 211, 519, 530, 550, 564, 582

THOMAS, D. B.—Counties represented, Benton and Decatur;  
post office, Camden.

Qualified .....	Page 5
Bills introduced.....	Nos. 91, 214, 325, 501, 666, 874, 875, 958, 1077.
Motions and amendments.....	Page 326
Committees.....	Pages 47, 48, 49, 50, 339
Absent .....	Pages 564, 683, 957

THOMPSON, JO A.—County represented, Bedford; post office, Shelbyville.

Qualified ..... Page 3  
Bills introduced.....Nos. 124, 278, 631, 859, 917  
Committees..... Pages 47, 48, 49, 81

TRAVIS, JAMES M.—County represented, Coffee; post office, Tullahoma.

Qualified ..... Page 4  
Bills introduced.....Nos. 699, 798, 818  
Committees.....Pages 47, 48, 49, 50, 81, 396

WADDELL, FRED D.—County represented, Shelby; post office, Memphis.

Qualified ..... Page 4  
Bills introduced.....Nos. 199, 215, 438, 632, 633, 634, 700, 725, 1073.  
Motions and amendments .....Page 943  
Committees..... Pages 47, 49, 81

WALKER, R. S.—County represented, Blount; post office, Maryville.

Qualified ..... Page 4  
Bills introduced.....Nos. 265, 277, 427, 635, 940, 1003  
Committees ..... Pages 49, 81  
Absent.....Pages 80, 485, 986

WEBB, EUGENE M.—County represented, Knox; post office, Knoxville.

Qualified ..... Page 4  
Bills introduced.....Nos. 50, 51, 60, 142, 152, 153, 241, 280, 302, 363, 364, 523, 533, 572, 602, 701, 738, 860, 861, 893, 898, 899, 987.  
Resolutions offered.....H. J. R. No. 11; H. R. No. 63  
Motions and amendments.....Page 303  
Committees.....Pages 47, 48, 49  
Absent ..... Page 986

WHITE, J. FRANK—County represented, Claiborne; post office, Cumberland Gap.

Qualified .....	Page 3
Bills introduced.....	Nos. 69, 419, 474, 475, 476, 534, 640, 668, 669, 736, 841, 862, 908, 1071.
Resolution offered .....	H. R. No. 49
Motions and amendments.....	Page 559
Committees.....	Pages 47, 48, 49, 50, 81
Absent.....	Pages 146, 201, 485, 497
Answer to contest.....	Page 176
Report of committee.....	Page 189

WILKERSON, J. M.—County represented, Davidson; post office, Nashville.

Qualified .....	Page 3
Bills introduced.....	Nos. 70, 326, 801, 970, 1057
Resolutions offered.....	H. J. R. Nos. 5, 35
Motions and amendments.....	Page 35
Committees.....	Pages 42, 48, 49, 81
Absent .....	Pages 233, 416

WIGGS, A. H.—Counties represented, Perry and Humphreys; post office, Beardstown.

Qualified .....	Page 5
Bills introduced.....	Nos. 125, 154, 216, 217, 281, 670, 671, 672, 833, 1004, 1005.
Committees.....	Pages 47, 48, 50, 339
Absent.....	Pages 343, 400, 416, 550, 643, 683

WORLEY, J. PARKS, County represented, Sullivan; post office, Bluff City.

Qualified .....	Page 5
Bills introduced.....	Nos. 71, 72, 73, 284, 336, 386, 428, 578, 636, 640, 703, 740, 741, 781, 820, 846, 918, 942, 1006, 1054, 1091.
Resolutions offered.....	H. R. Nos. 26, 42
Motions and amendments.....	Pages 269, 421, 425, 527, 1018
Committees.....	Pages 47, 48, 49, 73, 80, 81, 339



YORK, WILLIAM—Counties represented, Scott, Campbell, and Union; post office, Huntsville.

Qualified .....	Page 5
Bills introduced.....	Nos. 23, 74, 155, 156, 240, 367, 436, 477, 535, 579, 580, 637, 702, 728, 824, 825, 826, 863, 943, 944, 979, 1007, 1015, 1017.
Resolution offered.....	H. R. No. 33
Motions and amendments .....	Page 763
Committees.....	Pages 47, 48, 50, 73

#### DAVIDSON COUNTY DELEGATION—

Bills introduced.....	Nos. 115, 191, 237, 239, 261, 282, 283, 321, 342, 343, 344, 345, 346, 365, 366, 532, 567, 568, 569, 573, 574, 575, 576, 577, 591, 641, 726, 727, 761, 802, 803, 827, 933, 947, 1037.
Resolutions offered.....	H. J. R. No. 45; H. R. Nos. 5, 13

#### HAMILTON COUNTY DELEGATION—

Bills introduced.....	Nos. 29, 58, 110, 179, 208, 681, 754, 888, 889, 890, 1094.
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#### KNOX COUNTY DELEGATION—

Bills introduced.....	Nos. 7, 203, 204, 212, 238, 403, 553, 571, 587, 610, 679, 941.
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#### SHELBY COUNTY DELEGATION—

Bills introduced.....	Nos. 26, 127, 294, 299, 303, 354, 376, 378, 379, 422, 554, 609, 667.
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## MISCELLANEOUS INDEX.

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	PAGE.
ATTORNEY-GENERAL—	
Report received .....	276
BARTLETT, R. H.—	
Appointed Journal Clerk .....	12
BLUE, REV. H. B.—	
Appointed Chaplain for second half of session.....	12
BYROM, ISOM—	
Elected Assistant Sergeant-at-Arms.....	8
CARMACK, SENATOR E. W.—	
Letter received .....	168
CITY COUNCIL OF NASHVILLE—	
Adjudged in contempt .....	392
Supplementary report .....	410
Warrants issued .....	411
COMMITTEE REPORTS—	
Charitable Institutions .....	684
Insurance Committee .....	797
Minority report of Insurance Committee.....	880
Committee on Agriculture .....	645
Secretary of State .....	463
Comptroller and Treasurer .....	1007
COX, JOHN I., GOVERNOR—	
Messages received .....	13, 65
DIBRELL, FRANK—	
Elected Comptroller .....	438

	PAGE.
FOLK, REAU E.—	
Elected Treasurer .....	437
HALE, NATHAN W.—	
Vote for United States Senator.....	130
HARLAN, MISS FLORA—	
Elected Engrossing Clerk .....	7
HICKEY-BROOKS CONTEST—	
Motion made to seat him.....	10
Committee appointed .....	32
Report submitted .....	36
Paper of contest filed .....	59
Action of committee .....	135
House porters appointed .....	51, 341
LEE, GEN. STEPHEN D.—	
Addressed Legislature .....	148
LEE, Z. P.—	
Appointed Doorkeeper .....	12
MARTIN, EDWARD B.—	
Elected Chief Clerk .....	7
M'CORMICK, DR. J. N.—	
Addressed General Assembly .....	145
MILLER, MISS MABEL M.—	
Appointed Assistant Engrossing Clerk.....	12
PALMER, THEODORE—	
Addressed House .....	46
PATTERSON, MALCOLM R.—	
Vote for Governor canvassed.....	63
Inaugurated Governor .....	71
Message .....	108
Special messages .....	137, 767, 793

	PAGE.
POLK, JAMES K.—	
Elected Assistant Sergeant-at-Arms.....	8
SHARP, VERNON H.—	
Elected Sergeant-at-Arms .....	7
STEVENS, MRS. LILLIAN M.—	
Addressed Legislature .....	454
SULLIVAN, REV. CHARLES E.—	
Appointed Chaplain for first half of session.....	12
TAYLOR, HON. ROBERT L.—	
Vote in House for Senator.....	58
Vote compared in Joint Convention.....	65
Vote in House for Senator.....	100
Vote compared in Joint Convention.....	130
WILSON, FRED T.—	
Elected Assistant Clerk .....	7
WRIGHT, ASBURY—	
Vote for United States Senator.....	130

# HOUSE BILLS.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
1	Benham . . .	To require Supreme Court to issue execution in certain cases . . . . .	33	52	52	335	347	370	407	365, 340, 343, 390
2	Candler . . .	To enact stock law for McMinn County . . . . .	33	52	52	335	347	370	407	323, 408
3	Chestnut . . .	To create office of County Judge for Hawkins County . . . . .	33	52	245	335	347	370	407	323, 408
4	Cottrell . . .	To regulate train dispatchers . . . . .	33	52	52	335	347	370	407	323, 408
5	Cottrell . . .	To amend juvenile laws of 1905 . . . . .	33	52	52	335	347	370	407	323, 408
6	Dixon . . .	To prohibit dealing in futures . . . . .	33	52	52	335	347	370	407	323, 408
7	Knox Del. . .	To create Criminal Court for Knox County . . . . .	33	52	52	335	347	370	407	323, 408
8	Dunavant . . .	To provide road law for Lauderdale County . . . . .	33	52	52	335	347	370	407	323, 408
9	Gordon, Tatum . . .	To allow Dyer County to issue bonds . . . . .	33	52	52	335	347	370	407	323, 408
10	Horton . . .	To incorporate Winchester . . . . .	33	52	52	335	347	370	407	323, 408
11	Hudson . . .	To create Good Road Commissioners . . . . .	34	53	53	335	347	370	407	323, 408
12	Kenney . . .	To amend insurance laws . . . . .	34	53	53	335	347	370	407	323, 408
13	Lane . . .	To regulate payment of fees in criminal cases . . . . .	34	53	53	335	347	370	407	323, 408
14	Marr . . .	To prohibit bucket shops . . . . .	34	53	53	335	347	370	407	323, 408
15	May . . .	To enact stock law for Washington County . . . . .	34	53	53	335	347	370	407	323, 408
16	McElroy . . .	To establish college for higher education of teachers . . . . .	34	53	53	335	347	370	407	323, 408
17	MacFarland . . .	To regulate the marriage of minors . . . . .	34	53	53	335	347	370	407	323, 408
18	Meadows . . .	To amend Confederate pension laws . . . . .	34	53	53	335	347	370	407	323, 408
19	Murray . . .	To amend charter of Huntington . . . . .	34	53	53	335	347	370	407	323, 408
20	R'ch., Dy'r, Pos. . .	To detach Morgan County from Tenth and attach to Seventh Senatorial District . . . . .	34	53	53	335	347	370	407	323, 408
21	Royston . . .	To allow Washington County voters to vote on stock law . . . . .	34	53	53	335	347	370	407	323, 408

22	Scott . . . . .	To authorize Henderson County to fund railroad bonds . . . . .	34	54	132	158	172	182	205	106, 147, 167
23	York . . . . .	To enact compulsory school law . . . . .	34	54	...	...	...	...	...	289, 408
24	Miller (Mon.) . . . . .	To supply duplicate land grants when originals have been destroyed . . . . .	35	54	...	...	...	...	...	202, 408
25	Armitage . . . . .	To regulate collection of usury by banks . . . . .	40	54	...	...	...	...	...	188
26	Shelby Del. . . . .	To provide for collection of taxes for parks . . . . .	40	54	87	186	204	211	236	74, 91, 203
27	Boucher . . . . .	To create school district in Giles County . . . . .	40	54	88	215	236	236	263	74, 91, 235
28	Burkhalter . . . . .	To amend Confederate pension laws . . . . .	40	54	...	...	...	...	...	136, 154, 188, 265
29	Hamilton Del. . . . .	To authorize Hamilton County to issue road bonds . . . . .	40	54	87	140	164	166	183	74, 91, 159
30	Cottrell . . . . .	To amend laws relative to mining . . . . .	40	54	...	...	...	...	...	941
31	Donaldson . . . . .	To change line between Jefferson and Grainger Counties . . . . .	40	54	185	497	546	551	571	159, 193, 222, 545
32	Cottrell, Drum. . . . .	To amend compulsory school laws . . . . .	40	54	...	...	...	...	...	1018
33	Dunavant . . . . .	To authorize sale of Henning High School property . . . . .	40	54	88	140	164	166	183	74, 91, 159
34	Dunavant . . . . .	To protect blacksmiths for labor done . . . . .	40	54	413	...	...	...	...	323, 432, 513
35	Gordon . . . . .	To amend criminal law of the State . . . . .	40	54	79	...	...	...	...	73, 388
36	Holman . . . . .	To amend the grand jury laws . . . . .	40	55	101	...	...	...	...	90, 197
37	Horton . . . . .	To give grand juries inquisitorial power over usury . . . . .	40	55	...	...	...	...	...	90, 98, 126, 138
38	Horton . . . . .	To provide traveling expenses for Judges and Attorneys-general . . . . .	40	55	...	...	...	...	...	189, 496, 538, 553
39	Kenney . . . . .	To amend insurance laws of the State . . . . .	41	55	...	...	...	...	...	101, 1018
40	Lane . . . . .	To prohibit collection of costs in certain cases . . . . .	41	55	...	...	...	...	...	158, 173
41	May . . . . .	To repeal charter of Rock Creek . . . . .	41	55	100	...	...	...	...	74, 89, 97, 108, 325
42	MacFarland . . . . .	To repeal Act creating Library Commission . . . . .	41	55	...	...	...	...	...	202
43	Morris . . . . .	For benefit of indigent widows . . . . .	41	55	...	...	...	...	...	167, 180
44	Murray . . . . .	To define public drunkenness . . . . .	41	55	...	...	...	...	...	941
45	Puryear . . . . .	To authorize bank and trust companies to buy and sell real estate . . . . .	41	55	...	...	...	...	...	317
46	Puryear . . . . .	To prevent destruction of competition on manufactured articles . . . . .	41	55	181	253	271	288	301	158, 193, 270
47	Scott . . . . .	To allow certain appeals to the Circuit Court . . . . .	41	55	...	...	...	...	...	202
48	Scott . . . . .	To define and limit preemptory challenges . . . . .	41	55	...	...	...	...	...	...
49	Shea . . . . .	To make abandonment of husband and father a misdemeanor . . . . .	41	55	89	197	214	236	263	73, 91, 212
50	Webb . . . . .	To make instruments of conveyance prima facie evidence . . . . .	41	55	103	197	790	836	934	73, 108, 781, 790

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
51	Webb . . . . .	To require railroad companies to set cars of other roads . . . . .	41	55	...	...	...	...	...	241, 341
52	Benham, Hall . . . . .	To incorporate Terrytown . . . . .	44	55	101	...	...	...	...	74, 136, 415
53	Boucher . . . . .	To establish school district in Gibson County . . . . .	44	56	101	215	236	270	...	74, 136, 235
54	Bradley . . . . .	To establish stock law for Robertson County . . . . .	44	56	101	...	...	...	...	90
55	Candler . . . . .	To make it unlawful to make tender in actions arising out of tort . . . . .	44	56	...	...	...	...	...	941
56	Candler . . . . .	To authorize McMinn County to issue bonds . . . . .	44	56	...	...	...	...	...	74, 163
57	Candler . . . . .	To redistrict McMinn County . . . . .	44	56	...	...	...	...	...	126, 137
58	Hamilton Del. . . . .	To amend charter of St. Elmo . . . . .	44	56	153	197	214	236	263	74, 159, 212
59	Coop'r (White) . . . . .	To regulate sale of patent medicine . . . . .	44	56	...	...	...	...	...	106, 136, 173
60	Drum., Webb . . . . .	To amend Jury Commission Act for Knox County . . . . .	44	56	...	...	...	...	...	146, 183
61	Garrett . . . . .	To enact stock law for Warren County . . . . .	45	56	...	...	...	...	...	167, 174
62	Holman . . . . .	To authorize Sheriffs and Coroners to execute warrants in adjoining counties . . . . .	45	56	...	...	...	...	...	941
63	Lane . . . . .	To define and prohibit vagrancy . . . . .	45	56	...	...	...	...	...	323
64	Marr . . . . .	To make Robert E. Lee's birthday a legal holiday . . . . .	45	56	...	...	...	...	...	941
65	Marr . . . . .	To amend Act admitting patients to Hospital for Insane . . . . .	45	56	...	...	...	...	...	222
66	McElroy . . . . .	To repeal Act declaring Big Sandy River navigable . . . . .	45	56	101	...	...	...	...	90, 189
67	M'Elroy, Askew . . . . .	To extend four-mile law to cities of 150,000 population . . . . .	45	57	...	...	...	...	...	188, 198, 201, 205
68	Murray . . . . .	To give grand juries inquisitorial power in law relative to practice of medicine and pharmacy . . . . .	45	57	104	...	...	...	...	73, 108, 513
69	White . . . . .	To prohibit the recording of certain deeds . . . . .	45	57	...	...	...	...	...	202
70	Wilkerson . . . . .	To change line between Davidson and Rutherford Counties . . . . .	45	57	185	...	...	...	...	159, 193, 215
71	Worley . . . . .	To authorize Bristol to issue bonds for waterworks . . . . .	45	57	101	140	164	166	183	74, 136, 159

72	Worley . . . . .	To repeal Act authorizing Bristol to purchase water-works . . . . .	45	57	101	140	164	166	183	74, 136, 159
73	Worley . . . . .	To amend Act creating Text-book Commission . . . . .	45	57	101	236	271	288	301	74, 136, 259, 270
74	York . . . . .	To extend powers of railroad companies to condemn property . . . . .	45	57	321	636	670	671	774	241, 318, 319, 343, 670
75	Baldrige . . . . .	To provide more equitable distribution of public-school tax . . . . .	51	61	238	.....	.....	.....	.....	188, 218, 234, 250, 942
76	Dunavant . . . . .	To prevent use of railroad passes by State officials..	51	61	.....	.....	.....	.....	.....	189, 525, 627
77	Dyer . . . . .	To regulate sale of personal-property . . . . .	51	61	.....	.....	.....	.....	.....	79
78	Galloway . . . . .	To amend Act regulating automobiles . . . . .	51	61	105	.....	.....	.....	.....	73, 147, 1023
79	Garnett . . . . .	To repeal Act creating Jury Commission for Warren County . . . . .	51	62	247	268	271	288	301	189, 261, 270
80	Holman . . . . .	To prohibit the buying of junk from minors . . . . .	51	62	183	.....	.....	.....	.....	73
81	Howland . . . . .	To amend charter of Lewisburg . . . . .	51	62	.....	.....	.....	.....	.....	107, 163
82	Kenney . . . . .	To create school district in Obion and Gibson Counties . . . . .	52	62	174	296	389	402	453	167, 180, 370, 388
83	Lane . . . . .	To authorize guardians of lunatics to prosecute claims . . . . .	52	62	.....	.....	.....	.....	.....	158, 173
84	Lockert . . . . .	To regulate practice of optometry . . . . .	52	62	183	238	271	288	301	106, 158, 203, 270
85	Muse . . . . .	To regulate keeping of female dogs . . . . .	52	62	.....	.....	.....	.....	.....	167
86	Poston . . . . .	To authorize sale of Livingston Academy . . . . .	52	62	185	.....	.....	.....	.....	135, 193
87	Scott . . . . .	To repeal Act regulating sale of tobacco to minors . . . . .	52	62	.....	.....	.....	.....	.....	90, 184
88	Scott . . . . .	To fix and define liability of common carriers . . . . .	52	62	.....	.....	.....	.....	.....	443, 451, 470
89	Scott . . . . .	To create school district in Henderson County . . . . .	52	62	174	324	334	334	340	167, 193
90	Scott . . . . .	To make it lawful for landowners to survey adjoining lands . . . . .	52	62	.....	.....	.....	.....	.....	530
91	Thomas . . . . .	To amend Act to prevent spread of disease among live stock . . . . .	52	62	152	265	311	312	334	106, 180, 275, 305
92	Armitage . . . . .	To change line between civil districts in Greene County . . . . .	60	76	185	253	271	288	301	159, 193, 259, 270
93	Armitage . . . . .	To amend Act incorporating Greeneville . . . . .	60	76	153	238	258	265	301	135, 159
94	Cooper (Shel.) . . . . .	To amend Act allowing Shelby County to issue turn-pike bonds . . . . .	60	76	.....	.....	.....	.....	.....	147, 163
95	Cummings . . . . .	To create reform school for juvenile offenders . . . . .	60	76	.....	.....	.....	.....	.....	956, 958, 999
96	Edens . . . . .	To amend charter of Mountain City . . . . .	60	76	156	197	214	236	263	107, 159, 212
97	Edens . . . . .	To authorize Mountain City to issue bonds . . . . .	60	76	185	233	236	236	263	107, 203, 235



HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
98	Garnett . . . .	To make Warren County school districts legal . . . . .	60	77	133	186	204	211	236	106, 147, 203
99	Gordon . . . .	To create improvement districts in certain counties . . . . .	61	77	515	...	...	...	...	202, 526, 533, 1023
100	Hartley . . . .	To authorize Harriman to issue bonds for improvements . . . . .	61	77	...	...	...	...	...	106, 186
101	Holman . . . .	To amend Act providing for State revenue . . . . .	61	77	...	...	...	...	...	1018
102	Horton, Corn .	To authorize Franklin County to issue bonds for pikes . . . . .	61	77	101	158	196	197	209	90, 163, 193, 470
103	Lane . . . . .	To change line between Davidson and Williamson Counties . . . . .	61	77	...	...	...	...	...	159, 173
104	Marr . . . . .	To prohibit legislators from selling land to State . . . . .	61	77	...	...	...	...	...	222
105	Montgomery . .	To protect farmers in purchase of seed and grain . . . . .	61	77	426	...	...	...	...	90, 185, 373, 432, 789
106	Thrasher . . . .	To enact stock law for McNairy County . . . . .	61	77	133	211	214	236	263	90, 147, 212
107	Askew, Harris .	To authorize Jackson to issue bonds for indebtedness . . . . .	75	85	...	...	...	...	...	107, 296
108	Chestnut . . . .	To abolish district land offices . . . . .	75	85	...	...	...	...	...	158, 412, 429, 604
109	Cottrell . . . .	To repeal charter of Lenoir City . . . . .	75	85	153	202	236	236	256	135, 193, 235
110	Hamilton Del. .	To authorize Hamilton County to issue school bonds . . . . .	75	85	...	...	...	...	...	188, 267
111	Boucher et al. .	To establish an experiment station in West Tennessee . . . . .	75	86	...	...	...	...	...	240, 254, 261
112	Askew, Harris .	To provide for improvement districts in Jackson . . . . .	75	86	...	...	...	...	...	107, 297
113	Hudson . . . . .	To provide additional pay for Dickson County Sheriff . . . . .	75	86	157	...	...	...	...	147, 159, 402
114	Lane . . . . .	To amend Act creating Jury Commission for Williamson County . . . . .	75	86	220	296	334	334	340	189, 223, 316
115	Davidson Del. .	To segregate saloon area in Nashville . . . . .	75	86	...	...	...	...	...	188, 220
116	Matthews . . . .	To repeal Act giving Davidson County Trustee certain clerk hire . . . . .	75	86	101	238	271	288	301	90, 136, 270
117	Matthews . . . .	To prohibit issuance of free passes by common carriers . . . . .	75	86	...	...	...	...	...	190, 254, 268, 470, 485, 494, 646, 681, 843
118	Murray . . . . .	To repeal Act declaring Beaver Creek navigable . . . . .	75	86	101	197	214	236	263	90, 108, 212

119 Murray . . .	To provide for taking of depositions in criminal cases	75	86	.....	.....	.....	263	90, 108, 212
120 Murray . . .	To repeal Act declaring Sandy River navigable.....	76	86	101	197	214	236	106, 175, 203, 246,
121 Neal . . . . .	To appropriate \$100,000 to University of Tennessee..	76	86	309	451	476	486	523 256, 343, 452, 475
122 Holman, Puryr	To regulate passenger rates on railroads.....	76	86	.....	.....	.....	.....	189, 645, 657, 790
123 Sampson . . .	To abolish the death sentence.....	76	86	.....	.....	.....	.....	..... 90, 185
124 Thompson . . .	To amend the charter of Shelbyville.....	76	86	153	307	377	384	407 135, 180, 341, 377
125 Wiggs . . . . .	To increase salary of Perry County Judge.....	76	87	99	197	236	236	263 90, 108, 216, 235
126 Corn, Horton	To authorize citation on summons to nonresidents..	76	87	639	.....	.....	.....	323, 518, 596, 683,
127 Shelby Del. . .	To appropriate money for Jamestown Exposition.....	83	95	.....	.....	.....	.....	674
128 Hassell, Bouch.	To amend Act providing for collection of taxes in Humboldt .....	83	95	157	202	214	236	263 135, 158, 212
129 Donaldson . . .	To authorize Morristown to extend waterworks system .....	83	95	154	644	762	765	774 107, 180, 568, 682
130 Donaldson . . .	To amend Act incorporating Morristown.....	83	95	154	600	616	616	765 107, 159, 616
131 Donaldson . . .	To authorize County Courts to levy taxes for poor..	83	95	409	.....	.....	.....	518, 523, 665
132 Dyer, Sampson	To change line between Putnam and Smith Counties	83	95	.....	.....	.....	.....	..... 159, 173
133 Hardin (req.) .	To better protect landowners from trespassing stock	83	95	.....	.....	.....	.....	..... 188
134 Hardin (req.) .	To prescribe form and substance of conditional judgments .....	84	95	.....	.....	.....	.....	..... 941
135 Hardin (req.) .	To regulate compensation of Circuit Court Clerks....	84	95	.....	.....	.....	.....	..... 248
136 Hassell . . . .	To establish Normal school in West Tennessee.....	84	96	320	.....	.....	.....	..... 106, 154, 269, 315,
137 Hassell, Bouch.	To make Jefferson Davis' birthday a legal holiday..	84	96	.....	.....	.....	.....	..... 319, 343, 544
138 Jestes . . . . .	To amend Act to establish uniform school system..	84	96	.....	.....	.....	.....	..... 202
139 Knowles . . .	To amend revenue laws .....	84	96	.....	.....	.....	.....	..... 940
140 Lane . . . . .	To appoint Trustees for Harpeth Academy .....	84	96	174	202	214	236	263 167, 180, 212
141 Marr . . . . .	To prohibit sale of adulterated food.....	84	96	478	616	670	671	789 176, 184, 430, 480,
142 McElroy, Webb	To provide amendment to mine law.....	84	96	.....	.....	.....	.....	..... 440, 473, 476, 494,
143 Murray . . . . .	To remove obstructions in Beaver Creek.....	84	96	.....	.....	.....	.....	..... 670
144 Neal . . . . .	To authorize Dayton to issue school bonds.....	84	96	154	202	214	236	263 106, 180, 212
145 Neal . . . . .	To amend Act incorporating Dayton.....	84	96	153	202	214	236	263 107, 159, 212
146 Neal . . . . .	To repeal Act authorizing Dayton to issue school bonds .....	84	96	157	202	214	236	263 107, 159, 212, 373
147 Neal . . . . .	To incorporate Spring City .....	84	96	153	238	325	332	340 107, 183, 324

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
148	Neal . . . . .	To establish school district in Rhea County. . . . .	84	96	153	238	271	288	301	106, 159, 270
149	Shea (req.) . . . . .	To protect owners of milk cans. . . . .	85	97	264	845	860	870	934	176, 270, 388, 551,
150	Shea (req.) . . . . .	To enable Memphis Board of Health to better inspect milk . . . . .	85	97	264	559	571	583	765	859 176, 270, 564
151	Smith . . . . .	To require real estate dealers to derain title in conveyance . . . . .	85	97	...	...	...	...	...	202
152	Webb . . . . .	To repeal Act extending limits of Knoxville. . . . .	85	97	157	324	347	370	407	135, 167, 343, 370
153	Webb . . . . .	To regulate business of appearance and bail bonds. . . . .	85	97	...	...	...	...	...	941
154	Wiggs . . . . .	To change line between Perry and Humphreys Counties . . . . .	85	97	184	...	...	...	...	159, 193, 402
155	York . . . . .	To change line between Claiborne and Campbell Counties . . . . .	85	97	...	...	...	...	...	303
156	York . . . . .	To authorize Campbell County to issue road bonds. . . . .	87	97	...	...	...	...	...	106, 244
157	Askew . . . . .	To amend Act relative to recovering money which has been lost in gambling. . . . .	93	128	...	...	...	...	...	
158	Dickens . . . . .	To create school district in Cannon and Rutherford Counties . . . . .	93	128	154	232	253	253	263	147, 180, 250
159	Dick., Neeley . . . . .	To make paling fence with wire a lawful fence. . . . .	93	128	552	...	...	...	...	188, 518, 564, 674
160	Everett . . . . .	To amend primary election laws. . . . .	93	128	...	...	...	...	...	146
161	Felder . . . . .	To provide for distribution of plans for schoolhouses . . . . .	93	128	...	...	...	...	...	188, 246
162	Gordon . . . . .	To amend Act for electing a City Marshal of Dyersburg . . . . .	93	128	371	...	...	...	...	202, 377, 1023
163	Groner . . . . .	To prohibit collection of secondhand jars and bottles . . . . .	93	129	...	...	...	...	...	249, 596, 603
164	Hartley . . . . .	To guard against misuse of notarial seal. . . . .	93	129	...	...	...	...	...	202
165	Hassell, Bouch. . . . .	To allow Milan to issue school bonds. . . . .	93	129	157	202	214	236	263	135, 212
166	Householder . . . . .	To establish fence law for Sevier County. . . . .	93	129	300	401	432	442	453	188, 320, 432, 320
167	Hudson . . . . .	To amend Act fixing compensation of jurors. . . . .	93	129	450	...	...	...	...	202, 399, 429, 475, 559
168	Johnson . . . . .	To license plumbers in certain towns. . . . .	93	129	...	...	...	...	...	248, 430

169 Kenney . . .	To provide remuneration of nonresidents in certain suits . . . . .	94	129	.....	.....	.....	.....	.....	323
170 MacFarland . .	To define vagrancy and prescribe penalty . . . . .	94	129	372	607	670	671	774	323, 382, 658, 669
171 Miller (Mon.) . .	To define stock law for Monroe County . . . . .	94	129	.....	.....	.....	.....	.....	167, 174
172 Miller (Mon.) . .	To extend four-mile law . . . . .	94	129	.....	.....	.....	.....	.....	430
173 Murray . . . .	To enlarge powers and duties of Carroll County Judge . . . . .	94	129	246	401	432	442	453	189, 270, 432
174 Perry . . . . .	To regulate killing of small animals . . . . .	94	129	.....	.....	.....	.....	.....	167, 185, 554
175 Shea . . . . .	To amend Act creating Jury Commission for Shelby County . . . . .	94	129	368	513	546	551	571	189, 377, 545
176 Smith . . . . .	To authorize Fentress County to subscribe for railroad bonds . . . . .	94	129	.....	.....	.....	.....	.....	167, 383
177 Dickens . . . .	To change line between Wilson and Cannon Counties . . . . .	94	129	.....	.....	.....	.....	.....	303
178 Corn . . . . .	To amend Act redistricting State into floterial and senatorial districts . . . . .	94	129	182	401	443	451	523	167, 193, 443
179 Hamilton Del. .	To make legal certain city ordinances . . . . .	94	129	.....	.....	.....	.....	.....	167
180 Baldrige . . . .	To create school district in Crockett County . . . . .	126	142	175	238	271	288	301	167, 193, 270
181 Boucher, Has. . .	To create school district in Gibson County . . . . .	126	143	175	238	271	288	301	167, 193, 270
182 Cummings . . .	To regulate argument in chancery and criminal cases . . . . .	126	143	.....	.....	.....	.....	.....	941
183 Fielder . . . .	To make eight per cent maximum rate of interest . . . . .	126	143	.....	.....	.....	.....	.....	1018
184 Garnett . . . .	To allow voters of Warren County to vote on fence law . . . . .	127	143	174	233	236	236	263	167, 193, 235
185 Gordon . . . .	To provide for a Governor's mansion . . . . .	127	143	234	296	309	312	334	188, 250, 305, 338
186 Gordon . . . .	To provide clerical hire for Supreme Court Judges . . . . .	127	143	.....	.....	.....	.....	.....	259, 264
187 Gordon . . . .	To prohibit Judges and Attorneys-general from using passes . . . . .	127	143	.....	.....	.....	.....	.....	443
188 Gordon . . . .	To amend Act fixing salary of Governor . . . . .	127	143	.....	.....	.....	.....	.....	440
189 Gordon . . . .	To amend Act fixing compensation of Supreme Court Judges . . . . .	127	143	.....	.....	.....	.....	.....	1018
190 Hassell . . . .	To amend the general road law . . . . .	127	143	.....	.....	.....	.....	.....	416, 518
191 Davidson Del. .	To amend charter of Nashville . . . . .	127	143	175	.....	.....	.....	.....	167
192 Johnson . . . .	To allow women to practice law . . . . .	127	143	245	307	325	332	340	202, 261, 324
193 Galloway, Lips .	To prescribe deeds of land sold in certain cases . . . . .	127	144	.....	.....	.....	.....	.....	683
194 May (req.) . . .	To create school district in Unicoi County . . . . .	127	144	219	295	325	332	340	188, 222, 324
195 Murray . . . .	To amend Act relative to sale of real estate . . . . .	127	144	866	879	938	942	945	530, 640, 874, 937
196 Neal (req.) . . .	To provide for high school in Rhea County . . . . .	127	144	.....	.....	.....	.....	.....	940
197 Neal (req.) . . .	To pay William Mitchell reward for capture of Ulysses Whitaker . . . . .	127	144	.....	.....	.....	.....	.....	189

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
198	Tatum . . . . .	To amend the exemption laws. . . . .	127	144	...	...	...	...	...	323, 595, 840
199	Waddell . . . . .	To compel satisfaction of deeds of trust and mortgages and record of same. . . . .	127	144	537	674	985	991	1002	241, 537, 551, 975
200	Boucher . . . . .	To allow Rutherford County to issue school bonds. . . . .	141	150	...	...	...	...	...	167, 297
201	Cummings . . . . .	To amend Act relative to appointment of Election Commissioners. . . . .	141	150	...	...	...	...	...	258
202	Dixon . . . . .	To define what shall constitute notice to corporations in State. . . . .	141	150	...	...	...	...	...	323
203	Knox Del. . . . .	To allow Knoxville to levy tax for schools and bridges. . . . .	141	150	266	...	...	...	...	167, 270, 325
204	Knox Del. . . . .	To allow Knox County to make appropriation to humane societies. . . . .	141	150	...	...	...	...	...	187
205	Edwards . . . . .	To enact stock law for Chester County. . . . .	141	150	184	238	271	288	301	167, 193, 270
206	Galloway . . . . .	To raise age of consent to twenty-one years. . . . .	141	150	...	...	...	...	...	...
207	Gill . . . . .	To amend Act regulating costs of fees in criminal cases. . . . .	141	150	...	...	...	...	...	476
208	Hamilton Del. . . . .	To amend charter of Chattanooga. . . . .	141	150	299	335	403	412	417	167, 320, 401
209	Kenney . . . . .	To relieve S. T. Haden, Obion County Trustee. . . . .	141	150	368	...	...	...	...	323, 377, 1023
210	Peay . . . . .	To amend Act incorporating small towns. . . . .	141	150	...	...	...	...	...	430
211	Peay . . . . .	To amend Act incorporating small towns. . . . .	141	150	...	...	...	...	...	430
212	Knox Del. . . . .	To amend revenue laws. . . . .	141	150	...	...	...	...	...	188, 293, 323
213	Thrasher . . . . .	To amend Act regulating office of McNairy County Judge. . . . .	141	150	...	...	...	...	...	628
214	Thomas . . . . .	To amend the pension laws. . . . .	141	150	...	...	...	...	...	248
215	Waddell . . . . .	To regulate bringing of suits in pauper's oath. . . . .	142	150	...	...	...	...	...	599
216	Wiggs . . . . .	To increase jailers' fees for feeding prisoners. . . . .	142	150	846	986	989	992	...	529, 835, 988, 999
217	Wiggs . . . . .	To increase compensation of Justices of the Peace. . . . .	142	150	369	...	...	...	...	269, 377, 1023
218	MacFarland . . . . .	To amend general game law. . . . .	142	150	...	...	...	...	...	303, 307, 321, 324
219	Perry et al. . . . .	To provide premiums for owls, hawks, and eagles. . . . .	142	150	675	...	...	...	...	554, 683, 674

220 Meadows . . .	To create school district in Giles County . . . . .	142	150	247	324	334	334	340	167, 261
221 Smith . . . .	To authorize Election Judges to collect poll taxes . . . .	142	150	...	...	...	...	...	404, 450
222 Puryear . . .	To provide for physical telephone connection . . . . .	144	151	...	...	...	...	...	429, 941
223 Bradley . . .	To amend Act legalizing primary elections . . . . .	148	160	...	...	...	...	...	258
224 Cooper (Shel.)	To establish West Tennessee Industrial School . . . . .	148	160	...	...	...	...	...	269, 470
225 Fielder . . .	To change time of holding Chancery Court in Hickman County . . . . .	148	160	298	401	432	442	453	248, 305, 432
226 Hartley . . .	To authorize certain towns to condemn right of way . . . .	148	160	...	...	...	...	...	188
227 Holman . . .	To enact a forestry law . . . . .	148	160	670	934	945	951	978	554, 622, 773, 944
228 Howland . .	To amend charter of Lewisburg . . . . .	148	160	...	...	...	...	...	202, 300
229 Jester . . . .	To create office of County Judge of Anderson County . . .	148	161	297	335	347	370	407	202, 324, 343, 370
230 Kenney . . .	To create office of District Auditors . . . . .	148	161	...	...	...	...	...	248, 684
231 McElroy . . .	To establish State Board of Embalmers . . . . .	148	161	221	...	...	...	...	188, 402
232 MacFarland .	To enact live stock law for Wilson County . . . . .	148	161	...	...	...	...	...	188
233 Miller (Maury)	To regulate manner of electing public officers . . . . .	149	161	...	...	...	...	...	259, 440, 497, 535
234 Perry . . . .	To create school district in Wilson County . . . . .	149	161	247	324	347	370	407	167, 261, 343, 370
235 Puryear . . .	To enact stock law for Trousdale County . . . . .	149	161	312	370	377	384	407	188, 343, 371, 377
236 Puryear . . .	To enact stock law for Macon County . . . . .	149	161	...	...	...	...	...	188, 838
237 Davidson Del.	To extend corporate limits of Nashville . . . . .	149	161	183	336	338	338	340	167, 193, 338
238 Knox Del. . .	To make appropriation to Eastern Hospital for Insane . . . . .	149	161	...	...	...	...	...	187
239 Davidson Del.	To authorize Nashville to issue bonds to extend water main . . . . .	149	162	...	...	...	...	...	300, 470
240 York . . . . .	To amend Act to maintain uniform system of schools . .	149	162	...	...	...	...	...	530
241 Dyer, Webb . .	To regulate shipping of intoxicating liquors . . . . .	149	162	253	636	670	671	...	188, 218, 251, 267, 270, 670, 870
242 Schubert . . .	To regulate disbursement of life insurance companies . .	154	162	...	...	...	...	...	470, 797, 853
243 Schubert . . .	To define status of insurance agents . . . . .	155	162	...	...	...	...	...	797, 855
244 Schubert . . .	To regulate and limit officers of life insurance companies . .	155	162	...	...	...	...	...	797, 853
245 Schubert . . .	To define and limit provisions of insurance contracts . .	155	162	...	...	...	...	...	797, 853
246 Schubert . . .	To prohibit use of funds of insurance companies for political purposes . . . . .	155	162	...	...	...	...	...	797, 854
247 Schubert . . .	To prohibit corporations and stock companies acting as insurance agents . . . . .	155	162	...	...	...	...	...	797, 856
248 Schubert . . .	To prohibit life insurance companies from making contracts with corporations as an inducement for insurance . . . . .	155	162	...	...	...	...	...	866, 879

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
249	Schubert . . .	To prohibit misrepresentation of life insurance poli- cies . . . . .	155	162	..	..	..	..	..	797, 856
250	Schubert . . .	To require mutual life companies to make period- ical accounting . . . . .	155	162	..	..	..	..	..	797, 857
251	Schubert . . .	To require mutual life companies to make annual apportionment of surplus . . . . .	155	162	..	..	..	..	..	797
252	Schubert . . .	To regulate retirement of life insurance companies .	155	162	..	..	..	..	..	853, 866
253	Schubert . . .	To abolish optional standards of life insurance poli- cies . . . . .	155	162	..	..	..	..	..	797
254	Knowles . . .	To incorporate Smithville . . . . .	155	163	..	..	..	..	..	222, 301
255	Benham . . .	To establish Racing Commission . . . . .	159	171	..	..	..	..	..	240
256	Dickens, Neeley	To create Porterfield School District . . . . .	159	171	230	296	334	334	340	188, 235
257	Garnett . . .	To regulate electric franchises in certain counties .	160	171	266	513	534	551	571	270, 533
258	Holman . . .	To regulate peremptory challenges in criminal cases	160	171	..	..	..	..	..	530
259	Kenney . . .	To authorize certain cities to exercise police power over cemeteries . . . . .	160	171	731	..	..	..	..	373, 790, 1023
260	Kenney . . .	To amend Act incorporating Union City . . . . .	160	171	414	529	546	551	571	323, 432, 545
261	Davidson Del.	To authorize Nashville to issue bonds for electric lights . . . . .	160	171	454	587	604	616	765	416, 486, 604
262	Perry . . . .	To amend Act changing line between school districts in Wilson County . . . . .	160	171	312	401	443	451	523	188, 320
263	Poston . . . .	To repeal charter of Livingston . . . . .	160	172	..	..	..	..	..	222, 312
264	Stainback . .	To create State Auditing Department . . . . .	160	172	..	..	..	..	..	684
265	Walker . . . .	To incorporate Maryville . . . . .	160	172	219	288	347	370	392	188, 250, 343
266	Chestnut . . .	To amend public school law . . . . .	165	172	511	868	993	993	1017	222, 239, 246, 254, 256, 323, 942, 990
267	Armitage . . .	To authorize Greeneville to issue bonds for sewers .	168	178	220	512	..	..	..	188, 223, 1023
268	Burkhalter . .	To create school district in Carroll County . . . . .	168	178	387	636	762	765	774	400, 682
269	Dickens . . . .	To change line of school district in Cannon County.	168	178	368	428	443	451	523	188, 377, 470

270 Dyer et al. . . . .	To create Criminal Court for certain counties. . . . .	168	178	....	....	....	....	240, 262, 368
271 Kenney . . . . .	To amend Ohio County road law. . . . .	169	179	246	402	443	451	523 188, 270, 415, 443
272 Marr . . . . .	To provide for publishing opinions of Supreme Court	169	179	....	....	....	....	222
273 Meadows . . . . .	To incorporate Lynnville . . . . .	169	179	246	324	340	342	342 188, 270, 340
274 Perry . . . . .	To change line between Davidson and Wilson Coun- ties . . . . .	169	179	312	529	546	551	571 303, 320, 545
275 Poston . . . . .	To incorporate Livingston . . . . .	169	179	....	....	....	....	222, 312
276 Scott (req.) . . . . .	To fix time of notices of taking depositions. . . . .	169	179	....	....	....	....	530
277 Walker . . . . .	To change time of holding court in Blount County. . . . .	169	179	316	401	443	451	523 248, 343, 443
278 Thompson . . . . .	To change line of certain districts in Bedford County	169	179	371	529	546	551	571 303, 377, 545
279 Thompson . . . . .	To change line of civil districts in Bedford County.	169	179	371	529	546	551	571 303, 377, 545
280 Webb . . . . .	To incorporate Park City . . . . .	169	179	244	268	309	312	334 240, 261, 305
281 Wiggs (req.) . . . . .	To compensate George A. Pearson, Attorney-general pro tem. . . . .	169	179	....	....	....	....	323
282 Davidson Del. . . . .	To allow Davidson County to sell courthouse bonds.	169	179	....	....	....	....	222, 313
283 Davidson Del. . . . .	To authorize Davidson County to issue bonds for bridges . . . . .	169	179	....	....	....	....	202, 301
284 Worley (req.) . . . . .	To provide for railroad crossings in certain counties	169	180	....	....	....	....	241, 263
285 Worley . . . . .	To amend Sullivan County road law. . . . .	169	180	316	851	870	874	934 249, 324, 637, 848,
286 Cunningham . . . . .	To authorize Clarksville to issue bonds for streets. . . . .	169	180	....	....	....	....	866
287 Cunningham . . . . .	To allow Clarksville to issue school bonds. . . . .	169	180	....	....	....	....	188, 316
288 Cunningham . . . . .	To appropriate \$25,000 to Jamestown Exposition. . . . .	169	180	....	....	....	....	188, 317
289 Candler . . . . .	To redistrict McMinn County . . . . .	174	180	....	....	....	....	203, 247, 249
290 Armitage . . . . .	To amend Act authorizing Greene County to issue bonds . . . . .	174	180	....	....	....	....	188, 220
291 Cottrell . . . . .	To require department companies to file with Regis- ter maps of land for sale. . . . .	176	192	265	401	416	432	453 249, 270, 416
292 Garnett . . . . .	To change line between Marion and Grundy Counties	176	192	....	....	....	....	416
293 Gill . . . . .	To vest title of public roads and regulate manage- ment . . . . .	176	....	....	....	....	....	192
294 Shelby Del. . . . .	To authorize Memphis Board of Trade to issue bonds	176	192	....	....	....	....	248, 249, 941
295 Kenney . . . . .	To provide additional compensation for County Court Clerks . . . . .	176	192	221	248	271	288	301 202, 237, 270
296 Marr, Dixon . . . . .	To make dealing in futures illegal . . . . .	177	192	....	....	....	....	222
297 Marr, Dixon . . . . .	To prohibit bucket shops . . . . .	176	192	295	....	....	....	222, 340, 343, 474
298 Miller (Mon.) . . . . .	To sell or lease Bolivar Academy . . . . .	177	192	....	....	....	....	222
299 Shelby Del. . . . .	To grant new charter to Memphis. . . . .	177	192	311	415	443	451	523 288, 443



HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
300	Smith . . . . .	To create school district in Fentress County . . . . .	177	192	265	324	389	402	453	202, 270, 382, 388
301	Tatum . . . . .	To amend charter of Newbern . . . . .	177	193	315	370	377	384	407	291, 343, 377
302	Webb, McElroy	To protect privileged information acquired by physicians . . . . .	177	193	...	...	...	...	...	530
303	Shelby Del . . . . .	To amend Shelby County school law . . . . .	177	193	245	...	...	...	...	202, 250, 253
304	Harris . . . . .	To protect mechanics in erection of certain buildings . . . . .	177	193	...	...	...	...	...	373, 414, 430
305	Bradley . . . . .	To declare unlawful violation of certain contracts . . . . .	190	216	...	...	...	...	...	303, 368, 377
306	Bradley . . . . .	To provide for appropriation for State Fair . . . . .	190	216	...	...	...	...	...	249, 590, 631
307	Bradley . . . . .	To allow farmers to enter into contract with merchants and warehousemen . . . . .	190	216	...	...	...	...	...	303, 368, 376
308	Candler . . . . .	To make claims of attending physicians a preferred claim . . . . .	190	216	...	...	...	...	...	599
309	Cottrell . . . . .	To license immigration agents . . . . .	190	216	...	...	...	...	...	940
310	Fielder . . . . .	To require label on goods sold by weight . . . . .	190	216	...	...	...	...	...	941
311	Fielder et al. . . . .	To enforce attendance at public schools . . . . .	190	216	...	...	...	...	...	249
312	Garrison . . . . .	To create school district in Sequatchie County . . . . .	190	216	414	636	670	671	774	432, 670
313	Garnett . . . . .	To amend the road law . . . . .	190	217	299	636	640	645	765	288, 368, 377, 640
314	Gordon . . . . .	To reestablish office of Transfer Warden at the penitentiary . . . . .	191	217	...	...	...	...	...	471
315	Harris . . . . .	To regulate the employment of child labor . . . . .	191	217	...	...	...	...	...	323, 414, 430, 445, 554, 596, 779
316	Harris . . . . .	To make eight-hour day working day for workmen . . . . .	191	217	...	...	...	...	...	430
317	Horton . . . . .	To require life insurance companies to invest part of assets in the State . . . . .	191	217	...	...	...	...	...	797
318	Howland . . . . .	To regulate banks and banking . . . . .	191	217	584	618	993	993	...	535, 563, 587, 773, 936, 971, 988, 1019, 1020
319	Johnson . . . . .	To regulate the collection of births and deaths in Tennessee . . . . .	191	217	...	...	...	...	...	429
320	Johnson . . . . .	To provide for attorneys' fees for laborers, etc. . . . .	191	217	...	...	...	...	...	941

321 Davidson Del.	To allow Nashville to issue park bonds.....	191	217	.....	.....	.....	.....	.....	323, 339
322 Miller (Tipt'n)	To allow Covington to issue bonds.....	191	217	.....	.....	.....	.....	.....	269
323 Schubert . . . .	To regulate the investment of funds of life insurance companies .....	191	217	.....	.....	.....	.....	.....	866, 947
324 Schubert . . . .	To amend Act regulating the practice of dentistry...	191	217	536	836	860	870	934	249, 293, 416, 535,
325 Thomas . . . .	To amend Act incorporating Big Sandy.....	191	217	315	370	325	384	407	222, 343, 325
326 Wilkerson . . .	To extend corporate limits of Nashville.....	191	217	300	336	347	370	407	222, 305, 341, 343,
327 Dixon . . . .	To amend Act for formation of corporations.....	204	218	.....	.....	.....	.....	.....	370
328 Dyer . . . .	To enact law for the prevention of corruption in politics .....	204	218	674	915	938	942	945	470, 511, 532, 581
329 Fielder . . . .	To protect landowners who have land in common inclosures .....	204	218	524	.....	.....	.....	.....	583, 931, 937
330 Hudson . . . .	To incorporate Cumberland Furnace .....	204	218	.....	.....	.....	.....	.....	289, 551, 789
331 Matthews . . .	To amend Act changing the corporate limits of Nashville .....	204	218	.....	.....	.....	.....	.....	323
332 MacFarland . .	To regulate demurrage in storage of live stock and freight .....	204	218	.....	.....	.....	.....	.....	222, 340
333 Puryear . . . .	For the relief of Trousdale County and the Trustee of the same .....	204	218	.....	.....	.....	.....	.....	241, 341
334 Sampson . . . .	To authorize Smith County to issue bonds.....	204	218	312	.....	.....	.....	.....	259, 320, 1023
335 Tatum . . . .	To amend Dyer County game law .....	205	218	313	428	443	451	523	249, 343, 443
336 Worley . . . .	To allow certain water companies to exercise right of domain .....	205	218	.....	.....	.....	.....	.....	965
337 Coop'r (White)	To enlarge powers of White County Court.....	205	218	246	318	334	334	340	222, 261
338 Holman . . . .	To authorize Trustees of Fayette Academy to sell real estate .....	213	225	387	529	553	555	571	249, 400, 551
339 Holman . . . .	To amend the charter of Fayetteville.....	213	225	299	428	443	451	523	241, 343, 443
340 Kinsland . . .	To create school district in Grainger County.....	213	225	299	513	571	583	765	291, 343, 564
341 Lane (req.) . .	To appoint additional Confederate Pension Commissioner .....	213	225	301	428	443	457	523	241, 343, 443
342 Davidson Del.	To repeal Act providing for turnpike bonds.....	213	225	.....	.....	.....	.....	.....	289
343 Davidson Del.	To allow Nashville to establish warehouse and fix regulations for the same.....	213	225	300	318	334	334	340	249, 305
344 Davidson Del.	To amend Act allowing certain counties to select Turnpike Superintendent .....	213	225	.....	.....	.....	.....	.....	761, 836
345 Davidson Del.	To establish Turnpike Board in Davidson County...	213	226	300	388	402	412	453	249, 324, 401
		213	226	300	388	402	412	453	249, 320, 401

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
346	Davidson Del.	To authorize appointment of Assistant Turnpike Superintendent in Davidson County.....	213	226	301	338	402	412	453	249, 320, 401
347	McElroy (req.)	To amend Act providing for organization of corporations.....	213	226	.....	.....	.....	.....	.....	323, 327
348	Neal . . . . .	To provide for construction of public highways.....	213	226	.....	.....	.....	.....	.....	240, 245, 263, 264,
349	Sneed et al. . . . .	To amend Act providing for the creation of municipalities.....	213	226	.....	.....	.....	.....	.....	307
350	Cunningham . . . . .	To amend Act for organization of corporations.....	214	226	.....	.....	.....	.....	.....	964
351	Cummings . . . . .	To validate transfer of real estate to foreign corporations.....	214	226	.....	.....	.....	.....	.....	470
352	Cum., Benham.	To amend Act providing for assessment of street and interurban roads.....	214	226	.....	.....	.....	.....	.....	470
353	Burkhalter . . . . .	To amend Act incorporating McKenzie.....	223	243	.....	.....	.....	.....	.....	323, 510
354	Shelby Del. . . . .	To create office of County Auditing Attorney.....	223	243	.....	.....	.....	.....	.....	941
355	Carden . . . . .	To incorporate Hill City.....	223	243	297	322	347	370	407	269, 320, 333, 343,
356	Felder . . . . .	To enlarge powers of Poorhouse Commissioners in certain counties.....	223	243	.....	.....	.....	.....	.....	370
357	Garrison . . . . .	To change the time of meeting of the Revenue Commissioners of Cumberland County.....	223	243	316	401	443	451	523	269, 324, 443
358	Garrison . . . . .	To change the time of holding Quarterly Court in Cumberland County.....	223	243	316	401	443	451	523	310, 320, 443
359	Lockert . . . . .	To prohibit sale of Coca-Cola.....	223	243	.....	.....	.....	.....	.....	1018
360	Lane . . . . .	To authorize municipal authorities to contract for prisoners.....	223	243	.....	.....	.....	.....	.....	429
361	Neeley . . . . .	To create school district in Rutherford County.....	223	243	312	370	389	402	453	249, 343, 388
362	Scott . . . . .	To authorize certain Judges to interchange.....	223	243	.....	.....	.....	.....	.....	530
363	Webb . . . . .	To declare the business of signing bail bonds a privilege, and fix tax on the same.....	223	243	.....	.....	.....	.....	.....	530
364	Webb . . . . .	To regulate the privilege of signing bail bonds.....	224	244	.....	.....	.....	.....	.....	530

365	Davidson Del.	To repeal Act creating Davidson County Turnpike Commissioners .....	224	244	841	.....	.....	.....	249, 847, 1023
366	Davidson Del.	To allow Davidson County to contract with banks for interest on its funds, etc. ....	224	244	.....	.....	.....	.....	317, 318, 494
367	York . . . . .	To abolish charter of Oneida. ....	224	244	316	324	334	334	340 269, 320
368	Cooper, Gill . . . . .	To facilitate working of turnpikes in Shelby County . . . . .	224	244	368	529	546	551	571 249, 377, 545
369	Lipscomb . . . . .	To abolish the charter of Columbia. ....	227	244	.....	.....	.....	.....	323, 332
370	Lipscomb . . . . .	To abolish the charter of Mount Pleasant. ....	227	244	.....	.....	.....	.....	359
371	Cooper, Gill . . . . .	To authorize the issuance of bonds for courthouse, Shelby County .....	227	244	302	401	416	432	453 269, 312, 416
372	Scott . . . . .	To create school district in Henderson County. ....	241	259	313	401	443	451	523 310, 324, 443
373	Scott . . . . .	To create school district in Henderson County. ....	241	259	313	.....	.....	.....	343, 1023
374	Gordon . . . . .	To issue permits on grants already made. ....	241	259	.....	.....	.....	.....	599
375	Dyer et al. . . . .	To fix the time of holding court in the Fifth Judicial District .....	241	259	.....	.....	.....	.....	310, 313
376	Shelby Del. . . . .	To repeal Chapter 345, Acts of 1905. ....	241	259	451	559	571	583	765 430, 475, 566
377	Shea . . . . .	To compensate G. P. Smith and W. B. Eldridge. ....	241	259	669	.....	.....	.....	529, 683, 1023
378	Shelby Del. . . . .	To modify and change form of government in Memphis .....	241	260	.....	.....	.....	.....	323, 324, 332, 333
379	Shelby Del. . . . .	To provide properly for pauper dead. ....	241	260	.....	.....	.....	.....	396
380	Cooper (Shel.) . . . . .	To compensate Justices of Peace in Shelby County. ....	241	260	549	935	972	985	1002 373, 553, 529, 969
381	Johnson . . . . .	To authorize Lenox to issue bonds. ....	242	260	409	555	571	583	765 376, 416, 564
382	Johnson . . . . .	To require public printing to be done in the State. ....	242	260	.....	.....	.....	.....	429, 971, 986
383	Felder . . . . .	To create school district in Hickman County. ....	242	260	298	401	443	451	523 288, 320, 443
384	Hassell . . . . .	To incorporate Medina .....	242	260	.....	.....	.....	.....	376, 618
385	May . . . . .	To provide for railroad crossings in certain counties .....	242	260	301	318	334	334	340 269, 309
386	Worley . . . . .	To provide railroad crossings in certain counties. ....	242	260	.....	.....	.....	.....	269, 338
387	Tatum . . . . .	To create school district in Dyer County. ....	242	260	315	428	443	451	523 288, 343, 443
388	Hudson . . . . .	To incorporate White Bluff .....	242	260	368	428	476	486	523 323, 388, 475
389	Dunavant . . . . .	To make unlawful getting goods under false promises .....	242	260	.....	.....	.....	.....	416
390	Horton . . . . .	To amend banking Act and authorize Comptroller of the Treasury to appoint examiners .....	242	260	.....	.....	.....	.....	535
391	Murray . . . . .	To provide for cleaning out Bear Creek. ....	242	260	404	559	571	583	765 289, 416, 564
392	Coop'r (White) . . . . .	To amend Act incorporating Sparta. ....	257	274	412	868	875	936	938 876, 432, 875
393	Coop'r (White) . . . . .	To amend Act incorporating Sparta. ....	257	274	496	868	938	942	945 376, 523, 937
394	Corn . . . . .	To change line of school districts in Marion County. ....	257	274	298	401	416	432	453 289, 305, 416
395	Everett . . . . .	To create school district in Weakley County. ....	257	274	298	401	416	432	453 289, 390, 416

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
396	Hardin . . . .	To provide for the compensation for Circuit Court Clerks . . . . .	257	274	385	975	985	993	1002	323, 388
397	Hassell, Bouch.	To allow Humboldt to issue bonds. . . . .	257	274	426	497	546	551	571	323, 386
398	Howell . . . .	To allow Stewart County to sell bonds. . . . .	257	274	426	497	546	551	571	310, 442, 545
399	Neal . . . . .	To provide for sale of certain lands in Tennessee. . . . .	257	274	426	497	546	551	571	429
400	Neeley . . . .	To create school district in Rutherford County. . . . .	257	274	426	497	546	551	571	289, 415
401	Scott . . . . .	To fix time for holding court in Twelfth Judicial District . . . . .	258	274	383	844	860	870	934	373, 388, 859
402	Scott . . . . .	To amend law for opening and adjourning Circuit Court . . . . .	258	274	426	497	546	551	571	429, 843, 990
403	Knox Del. . . .	To allow Knoxville to vote on abolishing charter. . . . .	258	274	426	497	546	551	571	321, 331
404	Cunningham . .	To amend Act creating Chancery Court of Appeals. . . . .	261	274	426	497	546	551	571	291, 293
405	Corn, Horton . .	To authorize Franklin County School Directors to sell property . . . . .	268	274	414	636	762	765	774	289, 293, 303, 432,
406	Benham . . . .	To provide for the sale of whisky, beer, etc., in certain towns . . . . .	271	291	408	844	860	870	934	682
407	Candler . . . .	To enable certain counties to levy and collect special tax . . . . .	271	291	313	335	347	370	407	310, 324, 343, 370
408	Cooper (Shel.).	To allow Memphis to convey certain alleys to Shelby County . . . . .	272	291	408	844	860	870	934	376, 416, 1023
409	Cooper (Shel.).	To prevent giving assumed names in purchasing property . . . . .	272	291	408	844	860	870	934	373, 416, 429, 538
410	Coop'r (White)	To abolish charter of Doyle. . . . .	272	291	497	869	875	936	938	416, 523, 874
411	Fielder . . . .	To create school district in Hickman County. . . . .	272	292	495	636	661	668	774	303, 523, 658
412	Gill, Coop. (S.)	To provide for meeting of Commission for Asylum of Poor and Insane. . . . .	272	292	549	789	585	852	934	470, 564, 583
413	Gill, Coop. (S.)	To provide for meeting of Shelby County Board of Health . . . . .	272	292	549	986	993	993	1002	373, 564, 990
414	Hartley . . . .	To allow Roane County to issue bonds. . . . .	272	292	549	986	993	993	1002	310, 412

415 Holman . . . . .	To provide law books for the State Library . . . . .	272	292	.....	.....	.....	.....	430
416 Horton . . . . .	To incorporate Huntland . . . . .	272	292	455	765	780	789	934 295, 486, 773
417 Neal . . . . .	To amend Act establishing a State Board of Pharmacy . . . . .	272	292	.....	.....	.....	.....	.....
418 Poston . . . . .	To create office of Assistant Attorney-general in certain cases . . . . .	272	292	534	836	860	870	938 416, 426, 430, 526, 551, 859
419 White . . . . .	To authorize the taking of private property for educational purposes . . . . .	272	292	.....	.....	.....	.....	..... 470
420 Brooks . . . . .	To amend Act incorporating Newport . . . . .	273	292	426	934	985	993	1002 416, 432, 962
421 Cottrell . . . . .	To protect employers of labor in certain cases . . . . .	273	292	.....	.....	.....	.....	..... 373, 526, 517, 535
422 Shelby Del. . . . .	To provide monument for Confederate troops . . . . .	289	305	.....	.....	.....	.....	..... 1018
423 Gill, Kenney . . . . .	To protect certain contracts for the cultivation of land . . . . .	290	305	796	.....	.....	.....	..... 530, 530, 600, 796, 840, 976
424 Hall . . . . .	To abolish commission to levy bonds for levees . . . . .	290	305	496	644	670	671	774 430, 523, 670
425 Schubert . . . . .	To authorize Lawrenceburg to issue bonds . . . . .	290	306	.....	.....	.....	.....	..... 376
426 Smith . . . . .	To create school district in Pentress County . . . . .	290	306	415	544	553	555	571 396, 432, 551
427 Walker . . . . .	To enact stock law for Blount County . . . . .	290	306	452	600	616	616	765 323, 475, 616
428 Worley . . . . .	To make castration the penalty for rape . . . . .	290	306	.....	.....	.....	.....	..... 941
429 Mont'ry et al. . . . .	To provide and regulate compensation of Clerk and Master . . . . .	290	306	508	.....	.....	.....	..... 416, 494, 551, 852
430 Jackson et al. . . . .	To fix hours of all elections held in certain counties . . . . .	290	306	605	.....	.....	.....	..... 440, 595, 616, 869
431 Bouch., Hassell . . . . .	To amend charter of Humboldt . . . . .	290	306	.....	.....	.....	.....	.....
432 Benham . . . . .	To prescribe liabilities of railroad for injuries received by employees . . . . .	294	306	.....	.....	.....	.....	..... 470, 526
433 Benham . . . . .	To declare proof of injury by locomotives prima facie evidence of lack of care . . . . .	294	306	.....	.....	.....	.....	..... 940
434 Neal . . . . .	To provide for the inspection of State mines . . . . .	302	306	.....	.....	.....	.....	.....
435 Armitage . . . . .	To create school district in Greene County . . . . .	304	363	408	600	628	633	774 396, 416, 628
436 York . . . . .	To abolish charter of Lafollette . . . . .	304	363	517	555	571	583	..... 504, 518, 523, 560, 564, 762, 763, 784
437 Chestnut . . . . .	To provide how certain municipal corporations may reincorporate . . . . .	304	321	.....	.....	.....	.....	..... 323, 424
438 Waddell . . . . .	To allow Memphis to improve streets . . . . .	304	364	589	644	780	789	934 430, 451, 530, 589, 604, 772
439 Corn (req.) . . . . .	To incorporate Monteagle . . . . .	304	364	387	975	989	992	1002 376, 416, 988
440 Corn (req.) . . . . .	To create school district in Marion and Sequatchie Counties . . . . .	304	364	412	636	640	645	774 396, 416, 640
441 Candler . . . . .	To amend Act incorporating Athens . . . . .	344	364	387	529	546	551	571 376, 400, 545

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
442	Candler . . . .	To authorize McMinn County to issue bonds for schools . . . . .	344	364	619	765	780	789	934	440, 638, 773
443	Corn . . . . .	To redistrict Marion County . . . . .	344	364	840	975	989	992	1002	520, 847, 988
444	Corn (req.) . .	To incorporate Richard City . . . . .	344	364	386	513	571	583	765	376, 416, 564
445	Cummings . .	To amend the election laws in certain counties. . . .	344	364	983	...	...	...	...	530, 988, 1023
446	Cummings . .	To amend the election laws in certain counties. . . .	344	364	984	...	...	...	...	530, 988, 1023
447	Dunavant . . .	To permit husband to testify for or against his wife. .	344	364	...	...	...	...	...	941
448	Dunavant . . .	To permit wife to testify for or against her husband.	344	364	...	...	...	...	...	941
449	Edens . . . . .	To authorize Elizabethtown to issue bonds. . . . .	344	364	413	555	571	583	765	411, 432, 564
450	Edens . . . . .	To incorporate Butler . . . . .	344	364	414	555	571	583	765	376, 442, 564
451	Garrison . . . .	To amend Act regulating sale of bulk of stock of merchandise . . . . .	344	364	...	...	...	...	...	498
452	Garnett . . . .	To relocate line between Warren and other counties.	344	365	...	...	...	...	...	498
453	Hall . . . . .	To change time of holding Quarterly Court in Shelby County . . . . .	344	365	...	...	...	...	...	941
454	Hartley . . . .	To amend charter of Harriman. . . . .	344	365	414	529	571	583	765	376, 442, 564
455	Horton . . . .	To provide for appeal in case of death sentence. . . .	345	365	...	...	...	...	...	530
456	Kenney, Chest.	To promote competition in trade and regulate monopolies . . . . .	345	365	...	...	...	...	...	673, 675
457	Jestes . . . . .	To provide for education of children in certain counties . . . . .	345	365	...	...	...	...	...	440, 564, 1020
458	Lane . . . . .	To provide for bills of exception in certain cases. . . .	345	365	...	...	...	...	...	429
459	Lane . . . . .	To provide for regulation of certain corporations. . . .	345	365	...	...	...	...	...	470
460	Marr, Matthews	To require street railways to equip cars with fenders in front . . . . .	345	365	...	...	...	...	...	783, 836
461	May . . . . .	To allow Jonesboro to issue bonds. . . . .	345	365	539	789	845	852	934	376, 539, 551, 583, 843
462	Murray . . . .	To allow Huntingdon to issue bonds. . . . .	345	365	425	529	546	551	571	416, 432, 545
463	Murray . . . .	To repeal three-wire fence law. . . . .	345	365	...	...	...	...	...	600

464	Neal . . . . .	To require corporations et al. to make certain statements regarding sale of lands. . . . .	345	365	.....	.....	.....	.....	429
465	Scott . . . . .	To regulate attendance of witnesses in neighboring counties . . . . .	345	366	.....	.....	.....	.....	530, 843
466	Scott . . . . .	To define record in criminal cases. . . . .	345	366	.....	.....	.....	.....	373
467	Scott . . . . .	To define separate estate of females. . . . .	345	366	.....	.....	.....	.....	530, 843
468	Shea et al. . . . .	To make women eligible to office of Notary Public. . . . .	345	366	.....	.....	.....	.....	429
469	Shea . . . . .	To amend charter of Collierville. . . . .	346	366	387	935	961	976	981 376, 388, 960
470	Smith . . . . .	To make County Clerks on same basis as Circuit Court Clerks . . . . .	346	366	428	.....	.....	.....	373, 427, 442, 869
471	Tallant . . . . .	To amend Act changing line between Bradley and James Counties . . . . .	346	366	525	868	875	936	938 420, 551, 874
472	Tallant . . . . .	To allow Bradley County to issue road bonds. . . . .	346	366	453	636	762	765	774 416, 476, 582
473	Thrasher . . . . .	To allow McNairy County to issue road bonds. . . . .	346	366	453	529	553	555	571 430, 486, 551
474	White . . . . .	To protect cultivation of ginseng. . . . .	346	366	425	845	860	870	934 373, 432
475	White . . . . .	To create civil district in Claiborne County. . . . .	346	366	525	845	860	870	934 420, 553
476	White . . . . .	To create school district in Claiborne County. . . . .	346	366	414	600	616	616	774 411, 432, 616
477	York . . . . .	To provide for the education of children in certain counties . . . . .	346	366	414	600	633	633	396, 432, 428, 1020
478	Cunningham . . . . .	To abolish the charter of Clarksville. . . . .	346	366	.....	.....	.....	.....	376, 508
479	Cunningham . . . . .	To amend Act establishing Court of Chancery Appeals . . . . .	346	367	.....	.....	.....	.....	941
480	Cunningham . . . . .	To incorporate Clarksville . . . . .	346	367	.....	.....	.....	.....	376, 508
481	Cunningham . . . . .	To authorize Clarksville to issue bonds. . . . .	346	367	.....	.....	.....	.....	376, 970
482	May . . . . .	To authorize the construction of a dam across Nolachucky River . . . . .	346	367	.....	.....	.....	.....	530, 772, 1023
483	Armitage . . . . .	To create school district in Greene County. . . . .	360	380	414	600	616	616	774 411, 432, 616
484	Dunavant . . . . .	To amend Lauderdale road law. . . . .	361	380	496	636	762	765	774 416, 523, 682
485	Edwards . . . . .	To allow Henderson to issue bonds. . . . .	361	380	.....	.....	.....	.....	416, 623
486	Harris . . . . .	To provide compulsory school law. . . . .	361	380	.....	.....	.....	.....	929
487	Harris . . . . .	To require employers in certain factories to pay salaries in full . . . . .	361	380	.....	.....	.....	.....	941
488	Householder . . . . .	To change time of holding Chancery Court in Sevier County . . . . .	361	380	596	868	875	936	938 530, 604, 874
489	Householder . . . . .	To create school district in Sevier County. . . . .	361	380	496	636	762	765	774 411, 523, 682
490	Howell . . . . .	To amend Act allowing physicians to dispense drugs . . . . .	361	380	605	.....	.....	.....	416, 592, 616, 869
491	Jestes . . . . .	To create school district in Morgan County. . . . .	361	380	414	.....	.....	.....	411, 432, 1023
492	May . . . . .	To enact stock law for Washington County. . . . .	361	380	414	513	553	555	571 389, 432, 551



HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
493	Poston . . . . .	To create school district in Overton County . . . . .	361	380	396	...	...	...	...	411, 440, 609, 1023
494	Sampson . . . . .	To amend Act incorporating Carthage . . . . .	361	381	496	667	762	765	774	416, 523, 682
495	Sampson . . . . .	To regulate road working in Smith County . . . . .	361	381	496	636	761	765	774	416, 523
496	Sampson . . . . .	To abolish charter of Geneva Academy . . . . .	361	381	415	544	553	555	571	411, 432, 551
497	Scott . . . . .	To amend Act abolishing charter of Lexington . . . . .	361	381	455	868	938	942	945	416, 475, 937
498	Thrasher . . . . .	To authorize West Tennessee Land Register to furnish certain records . . . . .	361	381	...	...	...	...	...	941
499	Thrasher . . . . .	To create school district in McNairy County . . . . .	362	381	496	636	661	668	774	411, 523, 658
500	Thrasher . . . . .	To create school district in McNairy County . . . . .	362	381	496	636	762	765	774	411, 523, 682
501	Thomas . . . . .	To amend charter of Camden . . . . .	362	381	452	529	553	555	571	416, 475, 551
502	Cooper (Shel.) . . . . .	To provide revenue for the State . . . . .	362	391	878	951	1022	1022	1022	440, 763, 784, 867, 993, 1004, 1012, 1013, 1017, 1022
503	Hudson . . . . .	To prohibit delivery of intoxicating liquors to minors . . . . .	362	381	...	...	...	...	...	1018
504	Shea et al. . . . .	To refund certain money to A. J. Harris . . . . .	362	381	545	845	860	870	934	440, 535, 859
505	Shea . . . . .	To regulate the practice of dentistry . . . . .	362	381	...	...	...	...	...	416, 537
506	Corn . . . . .	To create school district in Marion County . . . . .	372	381	413	636	762	765	774	396, 432, 682
507	Armitage . . . . .	To change line between school districts in Greene County . . . . .	...	...	...	...	...	...	...	...
508	Boucher . . . . .	To create school district in Gibson County . . . . .	373	396	414	600	616	616	774	411, 442, 616
509	Cottrell . . . . .	To appropriate money to monument for Archibald Roane . . . . .	373	396	517	636	762	765	774	430, 533, 682
510	Drumm'd et al. . . . .	To require American flag displayed on public school buildings . . . . .	373	397	...	...	...	...	...	1018
511	Cummings . . . . .	To amend law relative to introducing evidence . . . . .	374	397	452	935	972	985	1002	430, 475, 969
512	Cummings . . . . .	To provide libraries for public schools of State . . . . .	374	397	...	...	...	...	...	429
513	Donaldson . . . . .	To repeal Hamblen County road law . . . . .	374	397	453	600	616	616	765	416, 475, 616

514	Donaldson . . .	To direct application of tax levied by Hamblen County Court . . . . .	374	397	514	789	545	852	934	430, 533, 543
515	Donaldson . . .	To allow Hamblen County to levy special tax . . . . .	374	397	514	789	545	852	934	430, 543
516	Donaldson . . .	To allow Hamblen County Court to issue bonds . . . . .	374	397	514	838	875	936	936	430, 523, 874
517	Dunavant . . .	To amend Lauderdale County school law . . . . .	374	397	515	789	545	852	934	430, 533, 543
518	Edens . . . . .	To create commission to establish line between Washington and Carter Counties . . . . .	374	397	597	.....	.....	.....	.....	582, 603, 1023
519	Garnett . . . .	To license business of detectives and detective agencies . . . . .	374	397	.....	.....	.....	.....	.....	530, 538, 638
520	Horton . . . .	To regulate liability of railroad companies to employees . . . . .	374	397	.....	.....	.....	.....	.....	470
521	Howell . . . .	To require State Treasurer to collect two per cent interest on daily balances . . . . .	374	397	.....	.....	.....	.....	.....	941
522	Jestes . . . . .	To detach Morgan County from the Fourth and add to the Second Congressional District . . . . .	374	398	.....	.....	.....	.....	.....	495
523	May, Webb . . .	To preserve purity of elections . . . . .	374	398	.....	.....	.....	.....	.....	470
524	May . . . . .	To create school district in Unicoi County . . . . .	376	398	495	636	762	765	774	523, 682
525	May . . . . .	To protect fish in Unicoi County . . . . .	375	398	.....	.....	.....	.....	.....	554
526	Neal . . . . .	To amend Act relative to leases of lands . . . . .	375	398	.....	.....	.....	.....	.....	941
527	Peay . . . . .	To exempt certain persons from jury service . . . . .	375	398	.....	.....	.....	.....	.....	526, 941
528	Peay (req.) . .	To promote the establishment of public school libraries . . . . .	375	398	.....	.....	.....	.....	.....	440, 1003
529	Royston . . . .	To authorize Johnson City to build sidewalks . . . . .	375	398	515	600	762	765	774	416, 551, 682
530	Royston . . . .	To amend Act allowing Johnson City to purchase waterworks system . . . . .	375	398	515	600	528	633	765	416, 533, 528
531	Sampson . . . .	To create school district out of parts of Wilson and Smith Counties . . . . .	375	398	415	.....	.....	.....	.....	411, 432, 1023
532	Davidson Del. .	To create Board of Education for Davidson County . . . . .	375	398	525	.....	.....	.....	.....	430, 551, 1023
533	Webb et al. . .	To relieve G. W. Suffridge . . . . .	375	398	.....	.....	.....	.....	.....	1018
534	White . . . . .	To amend charter of Cumberland Gap . . . . .	375	398	452	529	553	555	571	430, 486, 551
535	York . . . . .	To fix time of holding court in Second Judicial Circuit . . . . .	375	398	426	497	446	551	571	416, 432, 445
536	Chestnut . . . .	To amend Act to expedite litigation in Chancery Court . . . . .	375	399	.....	.....	.....	.....	.....	941
537	Hudson . . . .	To amend Act incorporating Charlotte . . . . .	375	399	546	600	616	616	765	474, 553, 616
538	Carden . . . . .	To incorporate Alton Park . . . . .	375	399	426	.....	.....	.....	.....	416, 432, 1023

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
539	Carden . . . .	To require telephone and telegraph companies to make compensation for occupation of streets of cities and towns . . . . .	376	399						429, 941
540	Lips, Galloway	To incorporate Columbia . . . . .	382	399	452	557	571	583	642	430, 498, 560, 564
541	Lips, Galloway	To incorporate Mount Pleasant . . . . .	382	399						430, 592
542	Galloway, Lips.	To make certain institutions of learning part of National Guard . . . . .	382	399	534	986	993	993	1002	430, 551, 990
543	Lane . . . . .	To detach Williamson County from Seventh Chancery Division and create new division . . . . .	383	399	505					494, 494, 523, 1023
544	Lane . . . . .	To create Seventeenth Judicial Circuit . . . . .	383	399						407
545	Peay et al. . . .	To provide for the improvement of the public school system . . . . .	383	399						940
546	Lane . . . . .	To amend Act creating office of Superintendent of Capitol . . . . .	384	399	503					439, 495, 523
547	Campbell . . . .	To extend corporate limits of Whiteville . . . . .	384	399						474
548	Chestnut (req.)	To repeal charter of Bristol . . . . .	393	404	435	474	498	508	523	430, 442, 498
549	Chestnut (req.)	To incorporate Bristol . . . . .	393	404	435	474	498	508	523	430, 434, 442, 498
550	Cottrell . . . . .	To relieve W. F. Sowland . . . . .	393	404						1018
551	Bradley . . . . .	To amend charter of Adams . . . . .	393	404	510	644	780	789	934	474, 523, 772
552	Dickens . . . . .	To require corporations to register charters in counties where business is done . . . . .	393	405						929
553	Drum'm'd et al.	To repay Mayor et al. of Knoxville certain money . . . . .	394	405						430, 440
554	Shelby Del.	To constitute battalion known as Naval Battalion . . . . .	394	405						
555	Hartley (req.)	To change line between civil districts in Roane County . . . . .	394	405	974					673, 988, 1023
556	Askew, Harris.	To authorize Jackson to refund her indebtedness . . . . .	394	405						474, 960
557	Askew, Harris.	To amend Act authorizing Jackson to issue bonds . . . . .	394	405						959, 1019
558	Askew, Harris.	To authorize Marion County to issue bonds . . . . .	394	405						430, 474, 960

559	Horton . . . .	To prescribe compensation for certain work done by Sheriffs . . . . .	394	405	.....	.....	.....	.....	.....	530, 535
560	Horton . . . .	To fix penalty for public drunkenness . . . . .	394	405	.....	.....	.....	.....	.....	
561	Corn, Horton .	To amend Act authorizing Franklin County to issue bonds . . . . .	394	405	474	522	523	523	533	470, 499, 523
562	Householder . .	To authorize Sevier County to issue bonds for pikes . . . . .	394	405	624	868	875	936	938	440, 640, 874
563	Kenney . . . .	To incorporate Samburg, Obion County . . . . .	394	405	508	935	961	976	981	474, 533, 960
564	Lips., Galloway	To amend Act regulating construction of turnpikes . . . . .	394	406	.....	.....	.....	.....	.....	430, 560
565	Lips., Galloway	To allow Spring Hill to issue bonds . . . . .	394	406	493	935	961	976	981	430, 523, 960
566	Neal . . . . .	To allow trustees of certain academies to transfer property . . . . .	394	406	.....	.....	.....	.....	.....	411, 994
567	Davidson Del.	To establish Third Circuit Court of Davidson County . . . . .	394	406	.....	.....	.....	.....	.....	494, 494, 504, 523,
568	Davidson Del.	To amend charter of certain cities relative to back assessments . . . . .	395	406	.....	.....	.....	.....	.....	607
569	Davidson Del.	To amend charter of Nashville relative to streets . . . . .	395	406	625	968	989	992	1002	430, 669, 988
570	Rambo et als.	To repeal the charter of Knoxville . . . . .	395	406	482	514	553	555	571	474, 486, 517
571	Knox Del. . . .	To legalize subsidies of Knox County Court of charitable institutions . . . . .	395	406	515	636	762	765	774	470, 523, 682
572	Webb . . . . .	To give legislative assent to certain Acts of Congress . . . . .	395	406	606	772	780	789	934	597, 616, 773
573	Davidson Del.	To provide condemnation of property for bridge purposes . . . . .	395	406	.....	.....	.....	.....	.....	761, 977
574	Davidson Del.	To establish District Road Board for Davidson County . . . . .	395	406	839	.....	.....	.....	.....	430, 440, 847, 1023
575	Davidson Del.	To provide for condemnation of land for bridges . . . . .	395	406	.....	.....	.....	.....	.....	761, 977
576	Davidson Del.	To allow Davidson County to condemn land for roads . . . . .	395	406	.....	.....	.....	.....	.....	761, 839
577	Davidson Del.	To amend law relative to the condemnation of land . . . . .	395	407	.....	.....	.....	.....	.....	761, 976
578	Worley . . . .	To amend Act authorizing Bristol to issue bonds . . . . .	395	407	.....	.....	.....	.....	.....	474
579	York . . . . .	To regulate publication of legal notices . . . . .	395	407	.....	.....	.....	.....	.....	429
580	York . . . . .	To require copies of cases tried in Supreme Court to be certified to lower courts . . . . .	395	407	.....	.....	.....	.....	.....	429
581	Donaldson . . .	To enact compulsory school law for Hamblen County . . . . .	395	407	515	789	860	870	.....	551, 859, 1020
582	Donaldson . . .	To change line between Hamblen and Greene Counties . . . . .	396	407	.....	.....	.....	.....	.....	582, 621
583	Baldrige . . . .	To create school district in Crockett County . . . . .	402	421	514	636	762	765	774	430, 523, 682
584	Baldrige . . . .	To create school district in Crockett County . . . . .	402	421	514	636	671	671	774	430, 523, 670
585	Baldrige . . . .	To create school district in Crockett County . . . . .	402	421	514	789	860	870	938	430, 531, 848, 859
586	Benham . . . .	To reorganize Criminal Court of Shelby County . . . . .	402	422	634	789	860	870	934	530, 535, 554, 606, 633, 658, 859

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
587	Knox Del. . . .	To incorporate Knoxville . . . . .	402	422	482	514	553	555	571	474, 486, 517, 551, 658
588	Drummond . . . .	To protect certain secret orders . . . . .	402	422	....	....	....	....	....	530, 992
589	Dunav't (Req.) . .	To amend charter of Halls . . . . .	402	422	517	772	780	789	934	474, 573, 772
590	Hassell, Bouch. . .	To allow Trenton to issue bonds . . . . .	403	422	....	....	....	....	....	430, 594
591	Dav. Del., Lane . .	To create Seventeenth Judicial District . . . . .	403	422	505	....	....	....	....	494, 523, 1023
592	Marr, Matthews . .	To prohibit charge for gas meters . . . . .	403	422	848	....	....	....	....	470, 836, 981, 1023
593	Miller (Monroe) . .	To authorize Monroe County School Commission to sell certain land . . . . .	403	422	496	636	762	765	774	523, 582
594	Mit., Mill. (T.) . .	To amend Act prescribing mode of admission to hospitals for the insane . . . . .	403	422	....	....	....	....	....	470
595	Poston, Smith . . .	To create school district in Pickett County . . . . .	403	422	455	637	762	765	774	430, 475, 582
596	Rowan . . . . .	To amend Act redistricting Hawkins County . . . . .	403	422	510	637	762	765	774	495, 523, 582
597	Cooper (Shel.) . .	To create office of Assistant Attorney-general of Shelby County . . . . .	403	422	634	789	585	552	934	530, 535, 554, 658, 583
598	Smith . . . . .	To regulate taking of depositions . . . . .	403	422	....	....	....	....	....	761
599	Smith . . . . .	To amend Act regulating election of Chairmen of County Courts . . . . .	403	422	496	637	670	671	774	429, 523, 658, 670
600	Smith . . . . .	To allow Fentress County to issue bonds . . . . .	403	422	511	637	762	765	774	430, 523, 582
601	Smith . . . . .	To relieve William Cooper of certain taxes . . . . .	403	423	....	....	....	....	....	529, 841
602	Drum., Webb. . . .	To repeal Act allowing attorneys to sign certain bonds . . . . .	403	423	....	....	....	....	....	941
603	Marr, Matthews . .	To allow fraternal orders to make certain contracts . . . . .	411	423	....	....	....	....	....	571
604	Askew, Scott. . . .	To repeal charter of Jackson . . . . .	418	444	664	674	945	951	978	631, 637, 640, 773, 879, 944
605	Askew, Scott . . . .	To incorporate Jackson . . . . .	418	444	665	674	945	951	978	637, 773, 879, 944
606	Baldrige . . . . .	To create school district in Crockett County . . . . .	418	444	514	637	640	645	774	470, 533, 640
607	Brooks . . . . .	To amend Act incorporating Newport . . . . .	418	444	525	789	585	552	934	474, 533, 582

608	Cooper (Shel.)	To make uniform street car fare in Shelby County	418	444	.....	.....	.....	.....	964
609	Shelby Del.	To relieve Judge J. S. Galloway	418	444	.....	.....	.....	.....	529
610	Knox Del.	To incorporate Lonsdale	418	444	.....	.....	.....	.....	532, 550, 551
611	Cottrell (req.)	To enable the creation of certain homesteads for public schools	418	444	.....	.....	.....	.....	940
612	Cottrell	To regulate tax on privilege of transfer companies	418	445	.....	.....	.....	.....	1018
613	Dixon	To prevent street railways and other corporations from entering streets of cities without municipal consent	419	445	.....	.....	.....	.....	941
614	Dunavant	To make venereal disease at the time of marriage a cause for divorce	419	445	.....	.....	.....	.....	571
615	Garrison	To allow Grundy County to issue railroad bonds	419	445	623	868	938	942	945 470, 638, 937
616	Garnett	To change the corporate limits of McMinnville	419	445	511	.....	.....	.....	504, 523, 1023
617	Garnett	To allow Warren County to vote on road bond issue	419	445	476	529	571	583	765 470, 486, 564
618	Hall	To protect owners of receptacles	419	445	.....	.....	.....	.....	535, 593, 639
619	Hall	To provide for the erection of a monument for the Tennessee troops at Shiloh	419	445	.....	.....	.....	.....	528
620	Harris	To change line between Hardeman and Madison Counties	419	445	.....	.....	.....	.....	582
621	Hassell	To provide for the drainage of swamp lands	419	445	.....	.....	.....	.....	520, 523, 941
622	Howell	To amend Act relative to the payment of fines in criminal cases	419	445	.....	.....	.....	.....	941
623	Kinsland	To change line between Jefferson and Grainger Counties	419	446	624	868	875	936	936 582, 628, 874
624	Mathews	To prevent judicial officers appointing relatives to office	419	446	.....	.....	.....	.....	941
625	May	To authorize Washington County to issue road bonds	419	446	678	975	989	992	1002 520, 599, 988
626	Schubert	To change line between Lewis and Hickman Counties	420	446	.....	.....	.....	.....	673, 980, 981
627	Schubert	To repeal Act changing line between Maury and Lawrence Counties	420	446	679	951	972	985	1002 582, 772, 969
628	Scott	To create school district in Henderson County	420	446	780	.....	.....	.....	683, 790, 1023
629	Sheed et al.	To define powers of interurban railroads	420	446	.....	.....	.....	.....	582, 862, 877
630	Stainback	To authorize Fayette County to issue bonds for roads	420	446	591	998	1003	1012	1019 470, 616, 1003
631	Thompson	To create Board of Jury Commissioners for Bedford County	420	446	548	644	780	789	934 530, 773
632	Waddell, Puryr	To submit the question of Constitutional Convention to the people	420	446	.....	.....	.....	.....	940

## HOUSE BILLS—Continued.

—1078—

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
633	Waddell, Purry'r	To provide for the election of delegates to the Constitutional Convention . . . . .	420	446	...	...	...	...	...	940
634	Waddell . . . .	To create a naval battalion . . . . .	420	446	679	868	938	942	945	637, 671, 937
635	Walker . . . .	To abolish school district in Blount County . . . . .	420	447	517	637	640	645	774	470, 523, 660
636	Worley . . . .	To change time of holding Chancery Court in Sullivan County . . . . .	420	447	...	...	...	...	...	470, 517
637	York . . . . .	To enact compulsory school law for certain counties . . . . .	420	447	495	637	762	765	...	470, 523, 582, 1020
638	Candler (req.)	To repeal Act relative to limit of action under pauper oath . . . . .	420	447	...	...	...	...	...	941
639	Peay . . . . .	To change line between Cheatham and Davidson Counties . . . . .	420	447	592	868	875	936	938	582, 604, 874
640	White, Worley.	To amend Act apportioning Representatives in Congress . . . . .	421	447	...	...	...	...	...	940
641	Davidson Del.	To amend the charter of Nashville . . . . .	421	447	496	637	762	765	774	474, 523
642	Boucher . . . .	To amend Act providing for the organization of corporations . . . . .	421	447	...	...	...	...	...	470, 518, 557, 590,
643	Everett . . . .	To amend Act incorporating Greenfield . . . . .	421	447	596	868	938	942	945	604, 937
644	Dixon . . . . .	To amend charter of Brownsville . . . . .	424	447	495	...	...	...	...	474, 523, 1023
645	Baldrige . . . .	To make it a felony to draw a pistol . . . . .	432	447	...	...	...	...	...	941
646	Bouch., Hassell	To create a school district in Gibson County . . . . .	433	447	496	637	762	765	774	470, 474, 523, 582
647	Brooks . . . .	To allow Newport to issue bonds . . . . .	433	447	619	868	938	942	945	474, 638
648	Campbell . . . .	To amend charter of Grand Junction . . . . .	433	448	547	644	670	671	720	526, 553, 670
649	Campbell . . . .	To prevent nonresidents making rates for insurance companies . . . . .	433	448	...	...	...	...	...	571
650	Coop. (S.), Neal	To provide method of collecting taxes on foreign corporations . . . . .	433	448	...	...	...	...	...	629, 635
651	Coop'r (White)	To amend Act incorporating Sparta . . . . .	433	448	...	...	...	...	...	474, 549
652	Cottrell . . . .	To relieve employees of asylums from road service . . . . .	433	448	...	...	...	...	...	470

653	Cummings	To amend charter of Chattanooga.	433	448	620	868	875	936	938	474, 628, 874
654	Cummings	To prohibit the burning of forests.	433	448	.....	.....	.....	.....	.....	520
655	Donaldson	To amend the charter of Jefferson City.	433	448	515	789	860	870	934	474, 533, 859
656	Gordon	To provide rules of evidence concerning judicial records.	433	448	.....	.....	.....	.....	.....	530, 773
657	Groner	To amend Act for the inspection of mines.	433	448	559	.....	.....	.....	.....	554, 564
658	Hudson	To authorize Trustees of Charlotte Academy to sell property.	433	448	.....	.....	.....	.....	.....	.....
659	Jestes	To amend road law of Anderson County.	433	448	547	845	860	870	934	470, 553, 859
660	Kenney	To provide lien for persons operating thrashers.	433	448	626	866	938	942	945	470, 658, 870, 937
661	Lane	To authorize certain pikes to establish tollgates.	434	449	549	.....	.....	.....	.....	470, 530, 596, 641
662	MacFarland	To provide for the parole of prisoners.	434	449	493	.....	.....	.....	.....	520, 553, 1023
663	Miller (Mon.)	To create school district in Monroe County.	434	449	515	637	661	667	774	470, 481, 533, 1023
664	Neal	To amend the public school law.	434	449	.....	.....	.....	.....	.....	470
665	Schubert	To extend the corporate limits of Lawrenceburg.	434	449	.....	.....	.....	.....	.....	474, 971
666	Thomas	To authorize Camden to issue bonds for schools.	434	449	516	935	961	976	981	533, 960
667	Shelby Del.	To authorize Memphis to issue bonds for debt.	434	449	.....	.....	.....	.....	.....	474, 590
668	White	To incorporate Tazewell.	434	449	595	868	938	942	945	474, 616, 937
669	White	To authorize the taking of private property for educational purposes.	434	449	546	868	.....	.....	.....	551, 1023
670	Wiggs	To amend the charter of Waverly.	434	449	840	991	995	998	1017	504, 847, 994
671	Wiggs	To amend the charter of Waverly.	434	449	840	991	995	998	1017	504, 847, 994
672	Wiggs	To amend the charter of Waverly.	404	449	840	991	995	998	1017	504, 847, 994
673	Puryear	To amend Act incorporating Lafollette.	439	449	515	555	571	583	675	474, 551, 564
674	Puryear	To enact road law for certain counties.	439	450	518	.....	.....	.....	.....	470, 551, 836
675	Puryear et al.	To amend Act relative to pay of Circuit Court Clerks.	441	475	618	.....	.....	.....	.....	599
676	Armitage (req.)	To abolish certain districts in Washington County.	441	479	.....	.....	.....	.....	.....	.....
677	Baldrige	To provide standing reward for arrest of horse thieves.	441	479	.....	.....	.....	.....	.....	599
678	Cottrell	To allow Loudon County to issue bonds.	441	479	.....	.....	.....	.....	.....	520, 964
679	Knox Del.	To amend Act incorporating Knoxville.	441	479	593	868	875	936	938	470, 526, 604, 874
680	Drumm'd et al.	To allow County Surveyors to take certain acknowledgment of deeds of conveyance.	441	479	.....	.....	.....	.....	.....	530
681	Hamilton Del.	To amend charter of Chattanooga.	441	479	620	845	961	976	981	504, 638, 944, 960
682	Edens	To amend Act incorporating Elizabethton.	441	479	515	600	789	934	934	504, 533, 681, 773
683	Edens	To authorize Elizabethton to issue bonds.	441	479	622	868	938	942	945	504, 638, 937
684	Edens	To allow the transfer of certain cases to native counties.	441	479	.....	.....	.....	.....	.....	941



HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
685	Gordon . . .	To change the time of holding court in Fourteenth Judicial Circuit . . . . .	441	479	526	975	989	992	1002	526, 551, 988
686	Howell . . .	To amend Act regulating the practice of medicine . . . . .	441	479	...	...	...	...	...	571
687	Howland . . .	To fix rate banks may pay on deposits . . . . .	441	479	...	...	...	...	...	530, 626, 862
688	Jestes . . .	To create new school district for Oliver Springs . . . . .	441	480	549	...	...	...	...	525, 553, 869
689	Kenney . . .	To amend mechanics' lien law . . . . .	442	480	...	...	...	...	...	941
690	Kenney . . .	To amend Act creating Railroad Commission . . . . .	442	480	...	...	...	...	...	938
691	Largent . . .	To amend Act for the benefit of orphans and abandoned children . . . . .	442	480	615	772	860	870	938	528, 788, 847, 859
692	Lockert . . .	To amend Act regulating the issuance of land grants . . . . .	442	480	...	...	...	...	...	617
693	Neal . . . . .	To amend Act for the inspection of mines . . . . .	442	480	...	...	...	...	...	941
694	Puryear . . .	To prohibit the erection of wooden buildings in certain towns . . . . .	442	480	558	858	1012	1018	1019	520, 538, 583, 879, 1003, 1011, 1012
695	Puryear . . .	To amend Act for the destruction of competition . . . . .	442	480	626	836	860	870	934	599, 638, 859
696	Puryear et al.	To create school district in Sumner County . . . . .	442	480	677	836	860	870	934	772, 859
697	Shea . . . . .	To amend the charter of Memphis . . . . .	442	480	549	836	860	870	...	525, 564, 859, 938, 938
698	Thrasher . . .	To create Board of Jury Commissioners for McNairy County . . . . .	442	480	516	644	...	...	...	504, 551
699	Travis . . . .	To amend Act incorporating Tullahoma . . . . .	442	480	867	992	1002	1012	1019	530, 937, 1002
700	Waddell . . .	To allow the railroads to condemn certain property . . . . .	442	480	517	868	938	942	945	504, 533, 937
701	Webb, Neal . .	To allow corporations to condemn private property . . . . .	443	480	...	...	...	...	...	941
702	York . . . . .	To define lawful fence in certain counties . . . . .	443	480	...	...	...	...	...	941
703	Worley et al.	To provide compensation for Attorneys-general in certain cases . . . . .	443	481	...	...	...	...	...	520, 983
704	Cooper (Shel.)	General appropriation bill . . . . .	443	481	786	975	979	985	...	530, 627, 635, 790, 979, 1002
					556	590	879	936	945	511, 526, 546, 554, 564, 616, 665, 671, 787, 879

705	May . . . . .	For the relief of Isaac Love and Leslie Higgins . . . . .	443	481	594	.....	.....	.....	604, 869
706	Cooper (Shel.)	To amend assessment law of 1903 . . . . .	471	490	.....	.....	.....	.....	599, 627, 635, 665
707	Cooper (Shel.)	To provide for the appointment of Notaries Public . . . . .	471	490	.....	.....	.....	.....	941
708	Coop'r (White)	To amend Act protecting purchasers against litigation . . . . .	471	490	.....	.....	.....	.....	941
709	Dyer . . . . .	To fix the compensation of the financial agent of Putnam County . . . . .	471	490	.....	.....	.....	.....	790, 1018
710	Dyer . . . . .	To change line between Putnam and White Counties . . . . .	471	490	547	.....	.....	.....	498, 564, 869
711	Dyer . . . . .	To change line between DeKalb and Putnam Counties . . . . .	471	490	515	637	640	645	774 498, 533, 660
712	Everett, Burk.	To allow Dresden to issue bonds for improvements . . . . .	471	490	623	975	989	992	1002 504, 639, 988
713	Lips, Galloway.	To prescribe how right of way be granted turnpikes . . . . .	471	490	.....	.....	.....	.....	520, 526
714	Galloway, Lips.	To prohibit the transportation of liquor in certain counties . . . . .	471	490	.....	.....	.....	.....	1018
715	Lips, Galloway	To amend Act creating Criminal Court of Maury County . . . . .	471	490	.....	.....	.....	.....	530, 548
716	Lips, Galloway	To allow Maury County to issue bonds . . . . .	472	490	.....	.....	.....	.....	778
717	Gordon . . . . .	To allow steamboats to condemn property for landings . . . . .	472	490	.....	.....	.....	.....	530, 629
718	Jestes . . . . .	To establish fence law for certain counties . . . . .	472	490	626	.....	.....	.....	520, 638, 1023
719	Lockert . . . . .	To allow Cheatham County to maintain free ferries . . . . .	472	491	618	935	972	985	1002 530, 628, 969
720	Meadows . . . . .	To provide for the collection of farm and live stock statistics . . . . .	472	491	641	.....	.....	.....	520, 532, 626, 670,
721	Mit., Mill. (T.)	To repeal Act relative to the assessment of shares of stock . . . . .	472	491	.....	.....	.....	.....	1023
722	Neal . . . . .	To amend Act fixing compensation for printing public laws . . . . .	472	491	.....	.....	.....	.....	1018
723	Royston . . . . .	To compensate certain clerks for clerical hire . . . . .	472	491	.....	.....	.....	.....	571, 1018
724	Smith . . . . .	To make Attorney-general of the Fifth Judicial District Attorney-general of Overton County . . . . .	472	491	.....	.....	.....	.....	599
725	Waddell . . . . .	To provide for probate regulations for deceased persons . . . . .	472	491	.....	.....	.....	.....	941
726	Davidson Del.	To amend Act authorizing the condemnation of property for certain purposes . . . . .	472	491	.....	.....	.....	.....	761
727	Davidson Del.	To allow condemnation of property for certain purposes . . . . .	472	491	.....	.....	.....	.....	761
728	York . . . . .	To provide Special Court Judge, etc., for certain cases . . . . .	472	491	.....	.....	.....	.....	761, 941
729	Hassel, Bouch.	To create school district in Gibson County . . . . .	473	491	596	.....	.....	.....	530, 604, 1023
730	Howland . . . . .	To restore Palmetto School District . . . . .	473	491	548	836	860	870	525, 564, 859, 938

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
731	Cottrell . . .	To regulate salaries of employees of insane asylums.	473 492	473 492	473 492	600	628	633	675	875
732	Bradley . . .	To amend Act regulating the inspection of fertilizers.	473 492	473 492	473 492	600	628	633	675	520, 772, 1023
733	Bradley . . .	To amend Act known as House Bill 300, Acts of 1903	473 492	473 492	473 492	600	628	633	675	520
734	Armitage . . .	To allow Greenville to issue bonds.	473 492	473 492	473 492	600	628	633	675	504, 523, 628
735	Gordon . . .	To amend Act authorizing Funding Board to retire bonds.	473 492	473 492	473 492	600	628	633	675	788
736	White . . .	To redistrict Sevier County.	474 492	474 492	474 492	600	628	633	675	788
737	Drumm'd et al.	To allow Knoxville to issue bonds.	481 492	481 492	481 492	600	628	633	675	788
738	Webb et al.	To amend charter of Knoxville.	481 492	481 492	481 492	600	628	633	675	788
739	Dixon et al.	To improve the public school system.	481 492	481 492	481 492	600	628	633	675	788
740	Worley . . .	To prevent railroads from owning coal property.	481 492	481 492	481 492	600	628	633	675	788
741	Worley . . .	To prevent certain corporations from owning newspapers.	481 492	481 492	481 492	600	628	633	675	788
742	Hardin . . .	To create school district in Hardin County.	481 492	481 492	481 492	600	628	633	675	788
743	Carden . . .	To amend the charter of Lookout Mountain.	481 492	481 492	481 492	600	628	633	675	788
744	Armitage . . .	To allow Greene County to issue bonds.	486 499	486 499	486 499	986	989	992	1002	520, 616, 988
745	Bradley . . .	To amend Act relative to the issuance of bonds for Robertson County.	486 499	486 499	486 499	986	989	992	1002	520, 616, 988
746	Bradley . . .	To amend charter of Springfield.	486 500	486 500	486 500	986	989	992	1002	520, 616, 988
747	Chestnut, Hall.	To appropriate \$300 to members of the Legislature.	486 500	486 500	486 500	986	989	992	1002	520, 616, 988
748	Coop'r (White)	To allow married women to sue for property.	486 500	486 500	486 500	986	989	992	1002	520, 616, 988
749	Donaldson . .	To incorporate Dandridge.	486 500	486 500	486 500	986	989	992	1002	520, 616, 988
750	Donaldson . .	To allow Ripley to issue bonds.	486 500	486 500	486 500	986	989	992	1002	520, 616, 988
751	Edens . . .	To authorize Elizabethton to issue bonds.	487 500	487 500	487 500	986	989	992	1002	520, 616, 988
752	Garnett . . .	To locate Warren and Van Buren Counties.	487 500	487 500	487 500	986	989	992	1002	520, 616, 988
753	Benham . . .	To amend Act creating Text-book Commission.	487 500	487 500	487 500	986	989	992	1002	520, 616, 988
754	Hamilton Del.	To change district lines in Hamilton County.	487 500	487 500	487 500	986	989	992	1002	520, 616, 988
755	Hardin . . .	To create Jury Commission for Hardin County.	487 500	487 500	487 500	986	989	992	1002	520, 616, 988
756	Hass, Boucher.	To amend Act incorporating Trenton.	487 500	487 500	487 500	986	989	992	1002	520, 616, 988

757	Holman . . .	To amend general fish law . . . . .	487	500	671	942	972	985	1002	554, 622, 773, 783, 969
758	Householder . .	To allow a dam across Pigeon River . . . . .	487	500	681	.....	.....	.....	600, 772, 850	
759	Howland . . .	To change line between Bedford and Marshall Counties . . . . .	487	501	596	951	972	985	1002	582, 604, 969
760	Hudson . . . .	To amend pension laws . . . . .	487	501	.....	.....	.....	.....	599	
761	Davidson Del. .	To legalize primaries in Davidson County . . . . .	487	501	836	935	961	976	988	520, 874, 960
762	Kenney . . . .	To amend the assessment law as to insurance . . . . .	487	501	944	986	993	993	1002	571, 879, 960, 990
763	Kenney . . . .	To amend laws regulating insurance . . . . .	487	501	945	986	993	993	1002	571, 879, 960, 990
764	Knowles . . . .	To create school district in DeKalb County . . . . .	487	501	594	.....	.....	.....	525, 604, 1023	
765	Lane . . . . .	To prescribe the width of macadam on public roads . . . . .	488	501	836	.....	.....	.....	683, 847, 986	
766	Lips, Galloway .	To appropriate money for E. B. Andrews and others . . . . .	488	501	.....	.....	.....	.....	629	
767	Lockett . . . .	To regulate the manufacture and sale of cigarettes . . . . .	488	501	.....	.....	.....	.....	941	
768	Marr . . . . .	To protect owners of empty houses from trespassers . . . . .	488	501	.....	.....	.....	.....	941	
769	Marr . . . . .	To amend Act relative to the change of venue . . . . .	488	501	.....	.....	.....	.....	671	
770	Marr . . . . .	To require registration of written instruments . . . . .	488	501	.....	.....	.....	.....	671	
771	May, Royston . .	To amend the charter of Johnson City . . . . .	488	501	625	.....	.....	.....	526, 638, 1023	
772	Miller (Tipton) .	To amend Act giving Judges concurrent jurisdiction with Chancery Court . . . . .	488	501	837	935	961	976	981	528, 847, 960, 1023
773	Miller (Tipton) .	To declare delivery of liquor in dry territory a privilege . . . . .	488	502	.....	.....	.....	.....	1018	
774	Miller (Tipton) .	To amend Act prescribing form and authentication of mortgages . . . . .	488	502	.....	.....	.....	.....	941	
775	Muse . . . . .	To incorporate Lynchburg . . . . .	489	502	532	765	780	789	934	526, 671, 773
776	Neal . . . . .	To regulate the office of Judge of Bledsoe County . . . . .	489	502	547	600	860	870	934	530, 553, 838, 859
777	Neal . . . . .	To amend Act providing for the compensation of Circuit Court Clerks . . . . .	489	502	.....	.....	.....	.....	530	
778	Sneed . . . . .	To create a State Board of Accountants . . . . .	489	502	.....	.....	.....	.....	1018	
779	Tatum . . . . .	To create school district in Dyer County . . . . .	489	502	549	836	860	870	.....	525, 553, 859, 938
780	Tatum . . . . .	To simplify the registration of chattel mortgages . . . . .	489	502	.....	.....	.....	.....	671, 840	
781	Worley . . . . .	To protect fish in Sullivan County . . . . .	489	502	680	951	972	985	1002	554, 772, 969
782	Cunningham . .	To increase salary of Attorney-general of Montgomery County . . . . .	489	502	607	.....	.....	.....	599, 616	
783	Neal . . . . .	To amend revenue laws . . . . .	489	502	.....	.....	.....	.....	629	
784	Neal . . . . .	To amend Act for assessment of taxes on private cars . . . . .	489	502	.....	.....	.....	.....	1018	
785	Neal . . . . .	To provide rules and regulations for demurrage . . . . .	489	502	.....	.....	.....	.....	645	
786	Holman . . . .	To provide for the release of lien on public records . . . . .	489	502	.....	.....	.....	.....	941	

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
787	Schubert . . .	To repeal the charter of Summertown . . .	489	539	..	..	..	..	..	..
788	Garrison . . .	To define lawful fence in Bledsoe County . . .	498	539	624	..	..	..	..	600, 638, 1023
789	Gordon . . .	To create school district in Dyer County . . .	498	539	973	..	..	..	..	683, 988, 1023
790	Gordon . . .	To provide for the purchase of the Bishop Byrne property . . .	..	..	..	..	..	..	..	..
791	Armitage . . .	To change line between civil districts in Greene County . . .	498	539	..	..	..	..	..	..
792	Hartley . . .	To amend Act incorporating Oliver Springs . . .	498	539	681	..	..	..	..	582, 772
793	Hartley . . .	To amend charter of Harriman . . .	498	539	..	..	..	..	..	554, 563
794	Hudson . . .	To create school district in Dickson County . . .	499	539	..	..	..	..	..	571
795	Johnson . . .	To require the marking of penitentiary-made goods . . .	499	540	..	..	..	..	..	..
796	Meadows . . .	To provide for the removal of roads in Giles County . . .	499	540	591	935	961	976	981	591, 604, 960
797	Meadows . . .	To amend Act regulating the practice of medicine . . .	499	540	..	..	..	..	..	571
798	Travis . . .	To authorize Coffee County to issue bonds . . .	499	540	..	..	..	..	..	554, 784
799	Drumm'd et al.	To create Road Commission for Knox County . . .	499	540	595	644	780	789	934	554, 638, 772
800	Cottrell (req.)	For the benefit of Roger Williams University . . .	499	540	..	..	..	..	..	940
801	Wilkerson . . .	To amend public road law . . .	499	540	..	..	..	..	..	600
802	Davidson Del.	To authorize certain appropriations by Davidson County Court . . .	499	540	..	..	..	..	..	528, 772, 1023
803	Davidson Del.	To authorize certain counties to appropriate money for indebtedness . . .	499	540	680	..	..	..	..	..
804	Candler et al.	To encourage insurance in the State . . .	499	540	..	..	..	..	..	788, 986
805	Cooper (Shel.)	To allow Memphis to issue bonds for indebtedness . . .	499	540	..	..	..	..	..	571
806	Cunningham . .	To prevent damage to tobacco fields . . .	..	..	..	..	..	..	..	964
807	Neal . . .	To create and provide a permanent fund for the University of Tennessee . . .	509	527	532	934	998	1002	1018	530, 551, 948, 997, 998
808	Neal . . .	To authorize certain contracts with University of Tennessee for scholarships . . .	509	540	..	..	..	..	..	1018
			509	541	..	..	..	..	..	940

809	Galloway, Lips.	To prevent the erection of telegraph and telephone poles along certain highways.....	509	541	.....	.....	.....	941
810	Galloway, Lips.	To amend Act allowing turnpike companies time to run without perfecting charter.....	509	541	.....	.....	.....	683
811	Coop'r (White)	To amend Act incorporating Sparta.....	509	541	.....	.....	.....	637, 675
812	Corn . . . . .	To create school district in Marion County.....	514	541	681	.....	.....	571, 772, 1023
813	Mitchell . . . . .	To amend road law for Tipton County.....	518	541	.....	.....	.....	554, 595
814	Burkhalter . . . . .	To regulate the issuance of merchants' license.....	518	541	.....	.....	.....	.....
815	Burkhalter . . . . .	To provide transportation of certain Confederate veterans to Jamestown Exposition.....	519	541	.....	.....	.....	599
816	Burkhalter . . . . .	To make Thanksgiving Day a legal holiday.....	519	541	.....	.....	.....	941
817	Lockert . . . . .	To authorize Cheatham County to issue bonds.....	519	541	624	955	945	951
818	Travis . . . . .	To create school district in Coffee County.....	519	541	596	644	762	765
819	Neal . . . . .	To create State Geological Commission.....	519	527	.....	.....	.....	774
820	Worley . . . . .	To create school district in Sullivan County.....	519	541	.....	.....	.....	571, 1003
821	Dixon . . . . .	To amend charter of Brownsville.....	524	541	620	644	762	765
822	Dixon . . . . .	To allow Brownsville to buy certain property.....	524	541	.....	.....	.....	571, 680
823	Cunningham . . . . .	To amend Montgomery County road law.....	524	541	597	845	860	870
824	York . . . . .	To allow Jellico to issue bonds.....	524	542	963	.....	.....	934
825	York . . . . .	To authorize Scott County to issue bonds.....	524	542	.....	.....	.....	534, 604, 859
826	York . . . . .	To authorize Scott County to issue bonds for bridges.....	524	542	.....	.....	.....	988, 1023
827	Davidson Del. . . . .	To regulate the location of public parks.....	524	542	.....	.....	.....	528, 965
828	Meadows . . . . .	To amend Act regulating the apportionment of the school fund.....	524	542	597	644	670	671
829	Hassell, Bouch.	To allow Gibson County to issue bonds.....	524	542	.....	.....	.....	582, 604, 670, 876
830	Poston . . . . .	To create school district in Overton County.....	524	542	677	.....	.....	582, 604, 670, 876
831	Dickens . . . . .	To create school district in Cannon and Rutherford Counties.....	525	542	681	975	985	991
832	Gordon . . . . .	To prevent the sale of liquor in certain places.....	525	542	.....	.....	.....	582, 772
833	Wiggs . . . . .	To incorporate McEwen . . . . .	525	542	.....	.....	.....	1018
834	Schubert et al.	To appropriate money for the Meriwether Lewis Monument.....	528	542	.....	.....	.....	554, 780
835	Horton . . . . .	To enable certain counties to improve highways.....	528	542	981	.....	.....	980, 988, 1023
836	Miller (Tip.) . . . . .	To amend Act authorizing Covington to maintain schools.....	528	542	615	.....	.....	582, 598, 628, 997
837	Galloway, Lips.	To establish office of County Chemist.....	528	542	.....	.....	.....	571
838	Galloway, Lips.	To prevent telephone companies from using roads where charters have been forfeited.....	528	543	778	975	989	992
			528	543	.....	.....	.....	1002
					.....	.....	.....	554, 790, 988
					.....	.....	.....	645

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
839	Carden . . .	To allow the establishment of county experiment stations . . . . .	528	543						629
840	Carden . . .	To allow counties to elect County Chemist . . . . .	528	543						629
841	White . . .	To declare Sycamore Creek navigable . . . . .	528	543						554
842	Hassel, Bouch.	To regulate the operation of pool tables in certain counties . . . . .	528	543	975					637, 988, 1023
843	McElroy . . .	To allow County Courts to establish school districts . . . . .	528	543						571
844	Howell . . .	To enact road law for Stewart County . . . . .	528	543	597					554, 604, 1023
845	Gill . . . . .	To regulate the management of roads in Shelby County . . . . .	528	543	563	772	790	836	934	554, 584, 790
846	Worley . . .	To amend Act creating Jury Commission of Sullivan County . . . . .	529	543	593	935	961	976	981	587, 604, 960
847	Schubert . . .	To create school district in Lawrence County . . . . .	529	543	679	997	1002	1002	1019	571, 772, 1001
848	Hall, Shea . .	To repeal the charter of Park City . . . . .	529	543						965
849	Benham . . .	To strengthen and maintain the credit of the State . . . . .	531	574	961					941
850	Gordon . . .	To amend the charter of Trimble . . . . .	531	574	680					637, 773, 1023
851	Hardin . . .	To provide workhouses for certain counties . . . . .	531	575	681	935	972	985	1002	600, 772, 969
852	Hardin . . .	To create office of County Judge for Hardin County . . . . .	531	575	774	935	961	976	981	528, 783, 960
853	Howell . . .	To amend Act regulating the practice of medicine and surgery . . . . .	531	575						582
854	Marr, Matthews	To encourage athletic exhibitions . . . . .	531	575						600, 847, 849
855	Muse . . . .	To change line between Bedford and Moore Counties . . . . .	531	575						582
856	Murray . . .	To enact road law for Carroll County . . . . .	531	575	593	936	961	976	981	604, 960
857	Neal, Holman	To require corporations to file certain information with the Secretary of State . . . . .	531	575						629, 847
858	Perry . . . .	To provide for the use of money arising from forestry, fish, and game laws . . . . .	531	575						775
859	Thompson . .	To amend charter of Shelbyville . . . . .	531	575	680	936	972	985	1002	582, 772, 969

860 Webb . . . . .	To allow County Courts to condemn lands for public purposes . . . . .	531	575	.....	.....	.....	.....	.....	941
861 Webb . . . . .	To amend Act regulating the practice of medicine and surgery . . . . .	531	575	.....	.....	.....	.....	.....	582
862 White . . . . .	To prohibit tipping in hotels . . . . .	531	575	.....	.....	.....	.....	.....	941
863 York . . . . .	To secure fair elections and purity of ballot box . . . . .	532	575	.....	.....	.....	.....	.....	940
864 Howland . . . . .	To create Board of Jury Commissioners for Marshall County . . . . .	532	575	.....	.....	.....	.....	.....	528, 781
865 Miller, Mitchell	To amend school law of Tipton County . . . . .	532	576	625	668	875	936	938	582, 638, 874
866 Bradley . . . . .	To amend charter of Springfield . . . . .	532	576	597	644	762	765	774	582, 604, 582
867 Askew . . . . .	To improve roads in certain counties . . . . .	532	576	.....	.....	.....	.....	.....	600, 961
868 MacFarland . . . . .	To create school district in Wilson County . . . . .	537	576	.....	.....	.....	.....	.....	582, 668
869 Peay . . . . .	To amend Act relative to the mechanics' lien law . . . . .	538	576	.....	.....	.....	.....	.....	671
870 Cunningham . . . . .	To better preserve public peace . . . . .	538	576	778	934	961	976	988	599, 783, 948, 960
871 May . . . . .	To allow corporations to manufacture the products which they sell . . . . .	538	576	.....	.....	.....	.....	.....	941
872 Holman . . . . .	To prevent the pollution of streams . . . . .	538	576	673	.....	.....	.....	.....	600, 622, 772, 1023
873 Holman . . . . .	For the relief of John L. Buchanan . . . . .	547	576	668	935	972	985	1002	629, 683, 969
874 Thomas . . . . .	To enact stock law for Decatur County . . . . .	547	576	.....	.....	.....	.....	.....	600
875 Thomas . . . . .	To amend the charter of Big Sandy . . . . .	547	576	.....	.....	.....	.....	.....	582, 995
876 Tatum . . . . .	To protect owners of stallions and bulls . . . . .	547	576	.....	.....	.....	.....	.....	600, 840, 948
877 McElroy . . . . .	To create school district in Henry County . . . . .	547	577	.....	.....	.....	.....	.....	582
878 McElroy . . . . .	To create school district in Henry County . . . . .	548	577	.....	.....	.....	.....	.....	582
879 McElroy . . . . .	To create school district in Henry County . . . . .	548	577	.....	.....	.....	.....	.....	582
880 Cooper (Shel.) . . . . .	To amend the charter of Binghamton . . . . .	548	577	.....	.....	.....	.....	.....	637, 839
881 Cooper (Shel.) . . . . .	To allow Binghamton to issue bonds . . . . .	548	577	.....	.....	.....	.....	.....	637, 839
882 Cooper (Shel.) . . . . .	To amend the charter of Binghamton . . . . .	548	577	.....	.....	.....	.....	.....	637, 839
883 Cooper (Shel.) . . . . .	To amend Act incorporating Binghamton . . . . .	548	577	.....	.....	.....	.....	.....	637, 839
884 Galloway, Lips . . . . .	To give landlord lien on certain property . . . . .	548	577	.....	.....	.....	.....	.....	941
885 Cooper (Shel.) . . . . .	To reorganize the Circuit Court of Shelby County . . . . .	550	577	775	845	870	874	934	775, 783, 866
886 Baldrige . . . . .	To create school district in Crockett County . . . . .	561	577	774	.....	.....	.....	.....	582, 783, 1023
887 Bradley . . . . .	To make Greenbrier a school district . . . . .	561	577	596	936	972	985	1002	582, 604, 969
888 Hamilton Del. . . . .	To change line between certain districts in Hamilton County . . . . .	561	577	682	997	998	1002	1018	582, 772, 998
889 Hamilton Del. . . . .	To amend charter of Chatianoga . . . . .	561	577	620	.....	.....	.....	.....	582, 638, 1023
890 Hamilton Del. . . . .	To provide form of charter for clubs . . . . .	561	577	.....	.....	.....	.....	.....	582, 668
891 Cottrell, Drum . . . . .	To pay Knox County Judge a salary as financial agent . . . . .	561	578	620	.....	.....	.....	.....	599, 628, 1023



HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
892	Drum'd (req.).	To amend Act relative to attorney's lien.....	561	578	....	....	....	....	941	
893	Webb et al. . . .	To authorize Knoxville to issue bonds.....	561	578	593	936	945	951	977	582, 604, 944
894	Cottrell, Cand. .	For the benefit of Capt. H. E. Goetz.....	561	578	....	....	....	....	....	1018
895	Dickens . . . .	To incorporate Woodbury .....	562	578	620	947	989	992	1002	582, 683, 988
896	Dyer . . . . .	To amend Act creating school district in Putnam County .....	562	578	....	....	....	....	....	582, 968
897	Dyer . . . . .	To require advertisement of public bids before contracts are given .....	562	578	....	....	....	....	....	629
898	Drum., Webb. .	To redistrict Knox County .....	562	578	596	845	860	870	934	582, 604, 859
899	Webb . . . . .	To allow cities use of telephone poles .....	562	578	795	....	....	....	....	629, 658, 847, 1023
900	Drumm'd et al.	To appropriate taxes from telephone poles for education .....	562	578	....	....	....	....	....	1018
901	Everett, Burk. .	To amend mechanics' lien law .....	562	578	....	....	....	....	....	941
902	Groner . . . . .	To provide for the safety of miners .....	562	578	....	....	....	....	....	1018
903	Hall . . . . .	To allow Justices of the Peace of Shelby County to be live stock inspectors .....	562	578	620	936	961	976	981	600
904	Hall, Kenney . .	To authorize organization of State mutual fire insurance companies .....	562	578	....	....	....	....	....	797, 857
905	Hall, Kenney . .	To provide for the admission of mutual fire insurance companies in the State .....	562	579	....	....	....	....	....	797, 858
906	Hall, Kenney . .	To govern and regulate the business of fire insurance companies .....	562	579	....	....	....	....	....	797, 858
907	Purveyar, Mont. .	To provide road law for Sumner County .....	562	579	596	772	780	789	934	591, 628, 773
908	White . . . . .	To provide for the inspection of mines .....	562	579	....	....	....	....	....	1018
909	Cand., Kenney. .	To license the sale of stock of insurance companies .....	563	579	....	....	....	....	....	866
910	Peay . . . . .	To amend the charter of Nashville .....	563	579	838	935	945	951	978	637, 847, 944
911	Sneed . . . . .	To create State Board of Elections .....	563	579	....	....	....	....	....	599, 657, 792
912	Sneed . . . . .	To create County Board of Elections .....	563	579	....	....	....	....	....	599, 657, 792
913	MacFarland . . .	To create school district in Wilson County .....	563	579	625	644	762	765	774	582, 639, 582

914	MacF. (req.)	To provide for the purchase of additional coal lands	563	579	...	...	...	...	789
915	McElroy	To enact road law for Henry County	563	579	681	...	...	...	600, 773, 1023
916	McElroy	To amend insurance laws	563	579	...	...	...	...	866
917	Thompson	To change line between school districts in Bedford County	563	579	841	997	998	1002	1018 847, 998
918	Worley	To provide for parks in Sullivan County	563	579	591	772	780	789	938 582, 604, 773
919	Armitage	To create school district in Greene County	572	610	681	...	...	...	629, 772, 1023
920	Chestnut	To provide for the probate of wills of nonresidents and aliens	572	610	...	...	...	...	941
921	Coop'r (White)	To amend Act relative to the supplying cities with water	572	610	964	...	...	...	964, 988, 1023
922	Donaldson	To amend Act incorporating Morristown	572	610	776	936	972	985	1002 775, 783, 969
923	Donaldson	To locate road from Morristown to Holston River	572	610	...	...	...	...	...
924	Dunavant	To increase the salary of County Surveyor	572	610	...	...	...	...	1018
925	Dyer	To amend Act incorporating Cookeville	572	610	...	...	...	...	775, 968
926	Hall	To incorporate Ellendale	572	610	...	...	...	...	775
927	Hassell, Bouch.	To extend the corporate limits of Trenton	572	610	961	997	998	1002	1017 637, 988, 998
928	Jackson	To amend the charter of abstract companies	572	610	...	...	...	...	941
929	Johnson, Hall	To allow Shelby County to issue bonds for schools	572	610	...	...	...	...	683
930	Johnson, Hall	To appropriate \$25,000 for college in Memphis	572	611	...	...	...	...	683
931	Knowles	To change line between Putnam and DeKalb Counties	572	611	681	975	989	995	1002 630, 772, 988
932	Lane	To permit certain counties to appropriate adequate compensation	572	611	980	...	...	...	788, 988, 1023
933	Davidson Del.	To amend the charter of Nashville relative to the salary of officials	573	611	...	...	...	...	836
934	MacFarland	To allow litigants to be heard orally	573	611	...	...	...	...	941
935	Peay	To amend the Davidson County road law	573	611	...	...	...	...	937
936	Puryear	To amend the revenue Act of 1903	573	611	...	...	...	...	629, 980
937	Puryear	To amend Act relative to practice of medicine	573	611	637	936	972	985	1002 630, 772, 969
938	Schubert	To declare certain firms common carriers	573	611	...	...	...	...	645
939	Stainback	To change line between Fayette and Hardeman Counties	573	611	...	...	...	...	...
940	Walker et al.	To amend Act establishing Eleventh Chancery Division	573	611	680	936	961	976	981 673, 772, 960
941	Knox Del.	For the relief of Albert Hatcher	573	611	...	...	...	...	844, 848, 882, 875
942	Worley	To create school district in Sullivan County	573	611	680	935	961	976	1018
943	York	To protect fish in Scott County	573	612	...	...	...	...	629, 772, 960, 988
			573	612	...	...	...	...	965

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
944	York	To allow Scott County to issue bonds for roads.	573	612	643	772	780	789	934	630, 965
945	Cunningham	To amend Act authorizing Clarksville to issue bonds	573	612	643	772	780	789	934	683, 773
946	Cunningham	To amend Act authorizing Clarksville to issue bonds	573	612	643	772	780	789	934	658
947	Davidson Del.	To require certain taxes to be spent for improvements	574	612	839					637, 847, 1023
948	Kenney	To reduce the fire waste in Tennessee.	574	612						797, 859
949	Kenney	To amend law regulating fire insurance.	574	612						797
950	Kenney	To amend Act validating three-fourths value clause.	574	612						797
951	Gordon	To amend charter of Tiptonville.	583	612	679	845	875	936	938	772, 875
952	Holman, Hort.	To provide for vacancies in office of Governor.	583	612						941
953	Howland	To provide for the settlement of the surviving partner upon the death of partner.	583	612						941
954	Howland	To allow I. O. O. F. Lodge to mortgage property.	583	612						941
955	McElroy	To amend the charter of Paris.	583	612						775, 962
956	Poston	To attach Jackson County to the Twelfth Floterial District	583	613						673, 676, 793
957	Puryear	To change the time of holding court in certain counties	583	613	677					528, 772, 1023
958	Thomas	To create school district in Decatur County.	584	613						629
959	Cottrell et al.	To authorize Knox County Court to pay Attorney-general for services	584	613	965					959, 988, 1023
960	Horton	To authorize Winchester to issue bonds.	584	613	777	936	939	992	1002	637, 782, 954, 988
961	Cooper (Shel.)	To appropriate money for State high roads.	584	613						936
962	Dickens	To create new civil district in Cannon County.	584	613	777	934	938	942	945	673, 782, 937
963	Hall	To amend school law of Shelby County.	584	613	774	845	860	870	934	683, 782, 859
964	Cunningham	To change time of holding court in certain counties.	584	613						865
965	Schubert	To restrict business of the insurance companies other than life and casualty companies	597	613						765, 860
966	Dyer	To extend the corporate limits of Cookeville.	597	613						775, 968

967	Kenney, Gord.	To amend Act incorporating Obion	597	613	.....	.....	.....	.....	964
968	Kenney, Gord.	To allow Obion to issue bonds	597	614	.....	.....	.....	.....	
969	Chestnut et al.	To extend the powers of the railroad companies to condemn property	597	614	.....	.....	.....	.....	645, 657
970	Wilkinson	To establish Department of Immigration	597	614	.....	.....	.....	.....	645, 939
971	Benham	To amend Act regulating the inheritance tax	597	614	.....	.....	.....	.....	1018
972	Neal	To provide for the development of the Herbert Domain	598	614	797	936	951	976	981
973	Neal	To authorize the employment of convict labor to build railroads to the Herbert Domain	598	614	835	951	972	985	1002
974	Tallant	To allow James County to issue road bonds	598	614	774	845	870	874	934
975	Tallant	To establish fence law for Bradley County	598	614	680	975	985	991	1002
976	Tallant	To establish fence law for James County	598	614	680	.....	.....	.....	629, 772, 1023
977	Dickens	To create school district in Cannon County	598	614	682	.....	.....	.....	629, 772, 1023
978	Jestes	To create school district in Morgan County	598	614	781	.....	.....	.....	629, 790, 1023
979	York	To incorporate LaFollette	598	614	.....	.....	.....	.....	937
980	Campbell	To create school district in Hardeman County	598	614	680	975	989	992	1002
981	Campbell	To enact fence law for Hardeman County	598	614	680	975	975	991	1002
982	Tatum (req.)	To allow Dyer County to issue bonds for roads	598	614	973	.....	.....	.....	669, 988, 1023
983	Tatum	To prohibit log wagons from running in certain seasons of the year	598	615	.....	.....	.....	.....	937
984	Hassell, Bouch.	To amend Act regulating compensation of Circuit Court Clerks	601	660	.....	.....	.....	.....	1018
985	Cooper (Shel.)	To amend Act organizing Circuit Court of Shelby County	601	660	.....	.....	.....	.....	941
986	Cooper (Shel.)	To amend Section 335 of Code	601	660	.....	.....	.....	.....	941
987	Webb	To allow Knox County to issue bonds for educational purposes	601	660	.....	.....	.....	.....	683
988	Cooper (Shel.)	To make minors liable for the funeral expenses of blood relations	601	661	.....	.....	.....	.....	941
989	Neal	To fix time for holding court in Meigs County	601	661	980	.....	.....	.....	788, 988, 1023
990	Donaldson	To amend the charter of Jefferson City	601	661	776	951	972	985	1002
991	Galloway, Lips.	To provide road law for Maury County	601	661	778	936	972	985	1002
992	Garrison	To create school district in Bledsoe County	601	661	.....	.....	.....	.....	683, 790, 936, 769
993	Hall	To amend Act regulating time of collection of taxes	601	661	.....	.....	.....	.....	683
994	Hartley	To amend Act allowing Roane County to issue bonds	601	661	.....	.....	.....	.....	1018
995	Corn, Horton	To amend Act allowing Franklin County to issue bonds	601	661	779	986	989	992	1002
			601	661	776	936	945	951	978
									683, 783, 944

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by Sp. House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
996	Howland . . .	To amend Act incorporating Lewisburg.	602	662	781	935	972	985	1002	775, 790, 969
997	Matthews et al.	To amend child labor laws.	602	662						788
998	Matthews et al.	To amend Act regulating insurance other than casualty.	602	662						765, 948
999	Meadows . . .	To allow Pulaski to issue bonds.	602	662						970
1000	Meadows . . .	To amend Act incorporating Pulaski.	602	662	837	935	961	976	981	876, 960.
1001	Perry . . . .	To allow County Courts to appropriate money to State and county fairs.	602	662	939	975	989	992	1002	684, 842, 944, 988
1002	Shea . . . . .	To create Board of Jury Commissioners for Shelby County.	602	662						848, 963
1003	Walker . . . .	To authorize Blount County to issue bonds for courthouse.	602	662						965
1004	Wiggs . . . . .	To allow tollgates to be erected across certain roads.	602	662						937
1005	Wiggs . . . . .	To authorize the sale of ungranted land.	602	662						941
1006	Worley, Horton	To create State Good Roads Commission.	602	662						883, 839, 861, 993
1007	York . . . . .	To provide for use of American flag in schools of certain counties.	602	662	841					683, 847, 1023
1008	Bouch., Hassell	To amend Act incorporating Milan.	602	662	780	951	972	985	1002	775, 790, 969
1009	Schubert . . .	To amend Act regulating the practice of medicine and surgery.	603	662						684, 995
1010	McElroy . . . .	To incorporate Henry.	603	663						775, 962
1011	Knowles (req.)	To protect fish in Dekalb County.	603	663						965
1012	Bradley . . . .	To create school district in Robertson County.	603	663						683
1013	Howell . . . . .	To repeal charter of Cumberland City.	603	663						
1014	Cottrell . . . .	To amend Act relative to municipal institutions.	627	663						875
1015	York . . . . .	To enact a road law for certain counties.	627	663	776	939	975	991	1002	683, 796, 975
1016	Gill . . . . .	To allow County Courts to make certain appropriations.	627	663						1018
1017	York . . . . .	To repeal law relative to the granting of lands.	627	663						671, 839, 934

1018 Garrison . . . . .	To create civil district in Grundy County . . . . .	627	663	.....	.....	.....	673
1019 Dyer . . . . .	To amend Act incorporating Cookeville . . . . .	627	663	.....	.....	.....	775, 967
1020 Cunningham . . . . .	To establish a line between Arkansas and Tennessee . . . . .	632	663	787	951	972	985 1002 673, 843, 969
1021 Lane . . . . .	To change line between Maury and Williamson Counties . . . . .	642	663	968	.....	.....	822, 988, 1023
1022 Lane . . . . .	To enact road law for Williamson County . . . . .	642	663	786	975	989	992 1002 683, 796, 988
1023 Chestnut . . . . .	To allow Hawkins County to issue bonds for roads . . . . .	642	664	776	975	989	992 1002 683, 790, 988
1024 Chestnut . . . . .	To allow State to contract for insurance . . . . .	642	664	.....	.....	.....	866
1025 Donaldson . . . . .	To allow Morristown to issue bonds . . . . .	643	664	777	975	989	992 775, 790, 988
1026 Jests . . . . .	To create Board of Road Commissioners for certain counties . . . . .	643	664	843	.....	.....	683, 866, 1023
1027 Neal . . . . .	To repeal Act incorporating Spring City . . . . .	658	759	838	997	998	1002 1018 775, 847, 998
1028 Neal . . . . .	To amend Act extending Dortch election law . . . . .	658	759	.....	.....	.....	1018
1029 Neal, Benham . . . . .	To repeal the charter of the University of Tennessee . . . . .	658	759	.....	.....	.....	874
1030 Kenney . . . . .	To create school district in Obion County . . . . .	658	759	.....	.....	.....	.....
1031 Neal . . . . .	To amend Act relative to cutting timber on the lands of another . . . . .	658	759	.....	.....	.....	.....
1032 Howland . . . . .	To amend Act creating school district in Marshall County . . . . .	658	759	.....	.....	.....	783
1033 May . . . . .	To amend Act redistricting Greene County . . . . .	659	759	.....	.....	.....	937
1034 Garnett (req.) . . . . .	To allow Sparta to issue bonds . . . . .	659	759	.....	.....	.....	964
1035 Largent . . . . .	To amend school law of Montgomery County . . . . .	659	760	781	935	972	985 1002 969
1036 Richmond . . . . .	To enact fish law for Jackson County . . . . .	659	760	.....	.....	.....	965
1037 Davidson Del. . . . .	To amend the charter of Nashville . . . . .	659	760	.....	.....	.....	940
1038 Everett . . . . .	To regulate the sale of fowls at night . . . . .	659	760	.....	.....	.....	940
1039 Howell . . . . .	To create school district in Stewart County . . . . .	659	760	.....	.....	.....	783
1040 Cottrell . . . . .	To prohibit games for prizes . . . . .	659	760	.....	.....	.....	941
1041 Tatum (req.) . . . . .	To amend charter of Newbern . . . . .	659	760	.....	.....	.....	775, 973
1042 Meadows . . . . .	To amend Act incorporating Pulaski . . . . .	659	760	.....	.....	.....	970
1043 Meadows . . . . .	To incorporate Elktion . . . . .	659	760	837	935	961	976 981 775, 866, 960
1044 Schubert . . . . .	To allow Ethridge to issue bonds . . . . .	659	760	.....	.....	.....	775, 981
1045 Schubert . . . . .	To incorporate Ethridge . . . . .	659	760	839	935	972	985 1002 775, 866, 969
1046 Peay . . . . .	To pay Brandon Printing Company for certain work . . . . .	659	760	.....	.....	.....	1018
1047 Richmond . . . . .	To regulate the running of rafts . . . . .	660	760	.....	.....	.....	941
1048 Lane . . . . .	To create school district in Williamson County . . . . .	667	760	.....	.....	.....	783
1049 Lane . . . . .	To appropriate money for the Sam Davis Monument . . . . .	667	761	.....	.....	.....	1018
1050 Fielder . . . . .	To create a Criminal Court for Hickman County . . . . .	667	761	.....	.....	.....	941, 970
1051 Fielder . . . . .	To create office of County Judge for Hickman County . . . . .	667	761	.....	.....	.....	788, 866

HOUSE BILLS—Continued.

Number	AUTHOR	TITLE	First Reading	Second Reading	Third Reading	Passed Senate	Signed by House	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
1052	Sneed . . . . .	To authorize street railway corporations to take land by right of eminent domain . . . . .	676	761	...	...	...	...	...	775, 877
1053	Cottrell . . . . .	To prevent officials of the State lobbying . . . . .	676	761	...	...	...	...	...	941
1054	Worley . . . . .	To repeal Act creating Board of Jury Commissioners for certain counties . . . . .	...	...	...	...	...	...	...	941, 988, 1023
1055	McElroy . . . . .	To create civil district in Henry County . . . . .	682	761	968	...	...	...	...	852, 978
1056	Gill, Hall . . . . .	To appropriate \$10,000 for the King's Daughters . . . . .	682	761	...	...	...	...	...	1018
1057	Wilkerson et al.	To appropriate money to T. E. Cartwright for certain capture . . . . .	682	761	...	...	...	...	...	775
1058	Neal . . . . .	To repeal Act appropriating money for Jamestown Exposition . . . . .	682	761	991	...	...	...	...	994, 1023
1059	Hardin . . . . .	To amend Act incorporating Hill City . . . . .	682	761	840	951	...	...	...	775, 847
1060	Royston . . . . .	To amend Act providing for Clerk of Chancery Court of Johnson City . . . . .	...	...	...	...	...	...	...	...
1061	Dyer . . . . .	To extend corporate limits of Cookeville . . . . .	758	841	...	...	...	...	...	...
1062	Neal, Cummings	The legislative appropriation bill . . . . .	758	842	953	985	989	992	1021	941, 942, 949, 951, 978, 986, 988
1063	Askew, Harris.	To amend revenue law for certain counties . . . . .	758	842	...	...	...	...	...	...
1064	Miller (Mon.) . . . . .	To create Tenth Civil District in Cocke County . . . . .	758	842	...	...	...	...	...	...
1065	Schubert . . . . .	To create Jury Commission for certain counties . . . . .	780	842	...	...	...	...	...	973
1066	Schubert . . . . .	To regulate compensation of Clerks and Masters in certain counties . . . . .	780	842	...	...	...	...	...	...
1067	Lane . . . . .	To establish a court of submission in certain counties . . . . .	780	852	974	...	...	...	...	988, 1023
1068	Murray (req.) . . . . .	To incorporate Hollow Rock . . . . .	781	842	...	...	...	...	...	...
1069	Baldrige . . . . .	To create school district in Crockett County . . . . .	781	842	...	...	...	...	...	...
1070	Donaldson . . . . .	To allow Hamblen County to purchase road machines . . . . .	781	842	...	...	...	...	...	...
1071	White . . . . .	To donate desks to Lincoln Memorial University . . . . .	781	842	867	975	989	992	1002	937, 988, 1023
1072	Hall . . . . .	To define crime of bribery . . . . .	785	864	...	...	...	...	...	...

1073	Hall, Waddell . . .	To amend Act for the inspection of oils and fluids . . .	785	864	...	...	...	...	...	...
1074	Sampson . . .	To amend Chapter 354, Acts of 1905 . . .	785	864	...	...	...	...	...	...
1075	Garrison . . .	To amend Act incorporating Clarksville . . .	785	864	...	...	...	...	...	972
1076	Richmond . . .	To authorize Gainesboro High School to convey property . . .	786	864	934	975	989	992	1002	937, 988, 1023
1077	Thomas . . .	To provide for the sale of the State's property . . .	786	864	...	...	...	...	...	...
1078	Dunav't (req.) . . .	To change line between Haywood and Lauderdale Counties . . .	786	864	...	...	...	...	...	...
1079	Thrasher . . .	To create school district in McNairy County . . .	786	864	...	...	...	...	...	...
1080	Tallant . . .	To authorize Cleveland to issue bonds . . .	786	864	968	...	...	...	...	988, 1023
1081	Holman . . .	To incorporate Mulberry . . .	...	865	...	...	...	...	...	...
1082	Muse . . .	To create school district in Bedford County . . .	788	865	...	...	...	...	...	978
1083	Perry . . .	To amend Act relative to the State printing . . .	842	865	...	...	...	...	...	...
1084	Hudson . . .	To attach Dickson County to Seventh Judicial Circuit . . .	842	865	...	...	...	...	...	993
1085	Matthews . . .	To fix salary of penitentiary guards . . .	843	933	...	...	...	...	...	...
1086	Baldridge . . .	To create school district in Crockett County . . .	845	933	...	...	...	...	...	...
1087	Hartley . . .	To change line of certain civil districts in Roane County . . .	845	933	974	...	...	...	...	988
1088	Dickens . . .	To create Board of Jury Commissioners for Cannon County . . .	845	933	...	...	...	...	...	...
1089	Poston . . .	To create school district in Overton County . . .	845	933	...	...	...	...	...	...
1090	Jestes . . .	To incorporate Petros . . .	846	933	...	...	...	...	...	...
1091	Tallant . . .	To establish fence law for Polk County . . .	846	933	...	...	...	...	...	...
1092	Worley . . .	To provide for inspection of liquors . . .	850	934	...	...	...	...	...	...
1093	Dyer . . .	To authorize Monterey to issue bonds . . .	865	934	969	982	997	998	1018	981, 997
1094	Schubert . . .	To fix the compensation of Clerks and Masters in certain counties . . .	931	956	966	992	995	998	1018	981, 994
1095	Hamilton Del. . .	To amend Act incorporating Hill City . . .	931	956	...	...	...	...	...	...
1096	Neeley . . .	To amend charter of Murfreesboro . . .	931	956	...	...	...	...	...	...
1097	Matthews . . .	To allow children in Davidson County to attend Nashville City Schools . . .	931	956	...	...	...	...	...	980



# SENATE BILLS.

Number	TITLE	Trans- mitted	First Reading	Second Reading	Third Reading	Signed by Speaker	OTHER ACTION
2	To prevent gambling on horse races.....	170	170	177	232	236	202, 218, 228
7	To reorganize Court of Chancery Appeals.....	291	....	....	293	320	320
8	To enact stock law for certain counties.....	108	....	....	132	158	158
13	To authorize persons acting as next friend to take pauper's oath in certain cases.....	140	142	150	173	....	164, 197
15	To extend four-mile law to towns of 150,000 population.....	181	....	....	209	214	212
16	To authorize Chattanooga to issue bonds.....	87	95	128	145	186	135, 184
19	To provide college for higher education of teachers.....	128	....	....	134	158	158
21	To extend powers of railroads in condemning property.....	401	404	421	....	....	940
23	To repeal Chapter 494, Acts of 1905.....	165	170	177	275	295	248, 295
24	To amend Act relative to surplus for public schools.....	235	242	258	....	....	657, 842
26	To increase salary of Governor.....	191	192	215	....	....	1018
35	To authorize McMinn County to issue bonds.....	157	....	....	163	....	197
37	To redistrict McMinn County.....	128	....	....	132	158	158
38	To increase pension for Confederate soldiers.....	180	....	....	265	295	295
40	To regulate sale of liquors in certain counties.....	180	192	215	383	413	328, 412
43	To amend Knox County Jury Commission law.....	87	95	128	152	186	146
44	To authorize sale of Livingston Academy.....	202	214	225	423	432	411, 432
50	To provide stock law for Robertson County.....	99	....	....	101	140	140
51	To regulate keeping of female dogs.....	170	170	177	195	214	188, 212
53	To repeal Chapter 70, Acts of 1905.....	140	....	....	162	186	184
56	To amend charter of Lewisburg.....	157	....	....	163	186	184
57	To create school district in Henderson County.....	250	273	291	313	360	303, 351
58	To authorize stockholders in corporations to vote stock by proxy	165	170	177	226	236	222
59	To authorize cemetery companies to sell property.....	202	214	225	315	334	310, 334
60	To amend Act of 1897 relative to granting charters to water com- panies.....	165	170	178	219	228	202, 227
61	To amend Act of 1897 relative to sale of pistols.....	166	170	178	....	....	941

62	To provide road law for certain counties.....	181	192	215	275	332	259, 332
66	To repeal charter of Rock Creek.....	322	362	378	423	432	416, 432
68	To change line between Williamson and Davidson Counties.....	157	....	....	173	186	184
74	To provide clerical hire for Supreme Court Judges.....	235	242	....	264	295	295
79	To authorize Harriman to issue bonds.....	166	....	....	186	209	205
80	To pay William Mitchell certain money.....	269	273	291	675	845	554, 845
82	To provide for horticultural station in West Tennessee.....	181	....	....	262	295	295
84	To create Board of Jury Commissioners for certain counties.....	170	170	178	275	311	248
85	To authorize sale of certain school property in Decatur County.....	170	170	178	193	209	188, 205
87	To create improvement districts in Jackson.....	181	....	....	297	360	357
89	To authorize Jackson to issue bonds.....	181	....	....	296	334	334
91	To validate ordinances passed by certain cities.....	202	214	224	298	334	269, 334
92	To authorize Hamilton County to issue school bonds.....	250	....	....	267	295	295
93	To repeal Trousdale County fish law.....	170	170	178	....	....	554
95	To amend law as to death of beneficiary.....	202	214	224	....	....	941
96	To segregate saloon area of Nashville.....	181	....	....	220	228	227
97	To provide record book for school fund.....	202	215	224	275	....	248
101	To authorize Hamilton County to issue bonds.....	166	171	178	197	214	188, 212
102	To exempt State Militia from road duty in certain counties.....	384	396	404	....	....	494
104	To prohibit soliciting orders for liquor in dry territory.....	411	421	444	....	....	....
107	To change line between Putnam and Smith Counties.....	157	....	....	173	....	197
109	To authorize the distribution of pamphlets containing plans of school buildings.....	214	215	224	503	535	246, 262, 473, 482, 535
114	To protect inclosed lands from trespassing animals.....	235	242	258	293	320	289, 320
115	To prescribe form and substance of conditional judgments.....	427	443	475	....	....	941
117	To authorize Campbell County to issue improvement bonds.....	181	224	243	....	....	....
124	To require common carriers to settle claims promptly.....	214	215	224	574	673	259, 261, 440, 563, 671
125	To prescribe effect of deeds given by Clerks of counties for land sold in court.....	423	443	474	....	....	683
126	To repeal Chapter 10, Acts of 1903.....	269	273	291	978	995	929, 676, 994
127	To authorize Fentress County to issue \$50,000 railroad bonds.....	170	171	178	....	....	474, 1018
134	To authorize Chatanooga to issue bonds for waterworks.....	214	215	224	475	497	497
136	To amend the general game law.....	322	....	....	436	497	324, 326, 368, 393, 497
138	To repeal the charter of Lynchburg.....	170	170	178	193	209	205
140	To promote and provide for the construction of public highways.....	240	267	....	850	986	307, 311, 393, 427, 795, 797
144	To declare privileged information gained by physicians in their practice.....	250	258	273	....	....	530
145	To amend the charter of Nashville.....	170	....	....	175	....	197

SENATE BILLS—Continued.

Number	TITLE	Trans- mitted	First Reading	Second Reading	Third Reading	Signed by Speaker	OTHER ACTION
146	To prevent consumption and tuberculosis.....	261	273	291	989	998 385,	494, 673, 839, 987
150	To amend Act creating office of Judge of McNairy County.....	423	617	664	775	845 845	
151	To prohibit gambling on horse racing.....	170	170	178	233	269 202,	265
152	To validate charter where acknowledgment is defective.....	335	362	378	.....	..... 941	
154	To authorize Knoxville to levy special school tax.....	269	273	291	306	334	
155	To authorize Rutherford to issue school bonds.....	214	.....	.....	297	336 336	
159	To amend the charter of Nashville as to the Chief of Police.....	250	258	273	.....	..... 964	
160	To allow Loudon County to issue bonds.....	633	.....	.....	975	.....	
162	To authorize certain cities to condemn property.....	214	362	378	400	413 412	
163	To repeal charter of Livingston.....	250	.....	.....	312	360 357	
164	To incorporate Livingston.....	250	.....	.....	312	360 356	
165	To authorize corporations to dispose of their entire assets.....	585	603	664	846	945 780	
167	To authorize Nashville to issue bonds for water main.....	214	.....	.....	300	360 356	
168	To amend general road law.....	305	305	363	.....	..... 844	
169	To regulate shipment of intoxicating liquor.....	356	363	.....	.....	..... 378	
170	To amend charter of Lewisburg.....	250	.....	.....	300	320 320	
173	To provide stock law for Macon County.....	764	.....	.....	839	937 936	
174	To extend city limits of Nashville.....	261	362	.....	.....	.....	
176	To provide standard form of life insurance policy.....	788	.....	.....	853	976 482,	976
177	To regulate disbursement of life insurance companies.....	550	.....	.....	853	945 482	
178	To regulate and limit salaries of officers of insurance companies.....	550	.....	.....	854	939 482	
179	To limit provisions of life insurance contracts.....	550	.....	.....	854	939 482	
180	To define status of life insurance agents.....	550	.....	.....	855	939 483	
181	To prohibit use of insurance funds for political purposes.....	555	.....	.....	855	945 483	
182	To prohibit corporations from acting as agents for life insurance companies.....	555	.....	.....	856	939 483	
183	To prohibit life insurance companies from offering inducements for insurance.....	844	863	932	946	986 483,	931, 986

184	To prohibit misrepresentation of policies of life insurance companies	555	.....	.....	856	976	483, 976
185	To regulate apportionment of surplus by mutual life insurance companies	555	.....	.....	857	.....	483, 674, 875
187	To regulate retirement of capital stock of life insurance companies	555	863	932	.....	.....	483
190	To authorize Nashville to issue bonds for sidewalks	250	378	396	423	432	416, 432
193	To regulate peremptory challenges in criminal cases	428	444	475	.....	.....	530, 984
194	To fix time for holding court in Fifth Judicial Circuit	250	258	.....	313	360	357
196	To allow Knox County to appropriate money to Humane Society	250	258	273	387	402	386, 402
197	To provide railroad crossings for certain counties	261	.....	.....	263	295	295
199	To amend Act providing for the incorporation of small towns	665	.....	.....	.....	.....	.....
204	To reduce fire waste in Tennessee	852	.....	.....	859	976	484, 976
205	To amend Act for incorporation of small towns	844	863	.....	.....	.....	.....
206	To create Criminal Court for Fifth Judicial District	250	.....	.....	263	269	269
207	To create school district in Carroll County	261	273	290	.....	.....	303, 385
208	To establish agricultural and horticultural institute in Middle Tennessee	261	273	290	.....	.....	520
209	To authorize Clarksville to issue school bonds	261	.....	.....	317	334	.....
210	To authorize Clarksville to issue bonds for streets	261	.....	.....	316	360	.....
211	To authorize Nashville to issue bonds for bridges	296	.....	.....	301	320	320
212	To allow Davidson County to issue bonds for courthouse and jail	305	.....	.....	313	360	.....
219	To redistrict McMinn County	214	.....	.....	220	236	.....
220	To provide for participation in Jamestown Exposition	235	.....	.....	251	272	272
225	To provide more efficient school system in certain cities	261	273	290	307	334	.....
233	To authorize Covington to issue bonds for streets	261	273	290	382	402	323, 402
230	To appropriate money to the State Fair	533	544	.....	631	765	764
234	To allow farmers and agriculturists to enter into certain contracts	322	.....	.....	376	402	402
235	To prevent violation of contracts	335	.....	.....	377	402	402
236	To amend Chapter 16, Acts of 1897	305	362	379	642	790	470, 640, 764, 789
237	To amend incorporation Act of 1875	296	.....	.....	331	334	334, 347
239	To empower certain counties to establish workhouses	305	362	379	837	937	936
240	To provide Turnpike Board for Davidson County	322	362	.....	.....	.....	416, 424
241	To authorize the appointment of Assistant Superintendent of Turnpikes in Davidson County	322	362	379	424	.....	416
242	To repeal Section 3, Acts of 1901, to amend Davidson County turnpike law	322	363	379	.....	.....	.....
243	To authorize Nashville to issue park bonds	322	.....	.....	339	360	.....

SENATE BILLS—Continued.

Number	TITLE	Trans- mitted	First Reading	Second Reading	Third Reading	Signed by Speaker	OTHER ACTION
244	To change the corporate limits of Nashville.....	322	....	....	340	360	
245	To change line between Trousdale and Wilson Counties.....	322	363	379	....	....	673
246	To create the Hickerson Taxing District.....	322	363	379	452	497	411, 497
247	To provide manner of reincorporation for municipalities.....	322	363	379	....	....	407, 421
248	To create school district in Sequatchie County.....	332	363	380	509	535	411, 535
249	To amend Act of 1905 relative to the duties of Deputy Insurance Commissioner .....	844	863	932	946	986	484, 986
250	To regulate investment of funds of domestic insurance companies	852	....	....	947	986	484, 986
253	To create school district out of parts of Sequatchie and Marion Counties .....	322	363	379	509	535	411, 535
259	To amend law creating County Boards of Education.....	533	544	....	589	673	586, 671
265	To amend law regulating public school system.....	322	363	379	424	432	411, 432
267	To incorporate Trousdale .....	584	603	664	777	848	849
268	To authorize certain counties to contract with banks for interest on county bonds .....	522	540	608	679	849	528, 849
269	To repeal Turnpike Commission in Davidson County.....	384	396	404	625	668	665
270	To amend charter of McKenzie.....	318	....	....	510	535	535
271	To create school district in Van Buren County.....	335	363	379	509	535	411, 535
273	To declare Holston River unnavigable.....	533	540	608	680	790	929, 789
274	To repeal the charter of Mount Pleasant.....	322	....	....	368	385	384
275	To repeal the charter of Columbia.....	322	....	....	333	336	336
277	To require all State printing to be done in the State.....	980	....	....	987	998	
278	To provide railroad crossings in certain counties.....	318	....	....	338	360	357
280	To regulate the employment of females and children in factories	585	....	....	779	849	849
283	To create office of County Attorney for Lawrence County.....	504	525	545	972	995	683, 994
284	To allow Lawrence County to protect the tomb of Capt. W. B. Allen .....	322	363	379	455	497	429, 497
286	To incorporate Medina .....	585	....	....	619	673	671
288	To regulate the sale of certain food stuffs.....	356	363	379	861	945	929

289	To amend the charter of Memphis.....	332	.....	390	473 333, 337, 371, 473
294	To allow Nashville to increase its budget.....	533	544	608	679 845 637, 845
295	To dispose of fines collected for cruelty to animals.....	504	544	608	679 790 617, 789
296	To extend the waterworks system of Nashville.....	356	363	380	974 995 637
303	To allow certain counties to make contracts with banks.....	472	474	489	549 560 555, 560
307	To amend Section 4220 of the Code.....	980	.....	990	998
312	To allow Knoxville to vote on abolishing the charter.....	315	.....	331	334
315	To provide for the sale of wild and vacant lands.....	989	.....	.....	.....
316	To allow Lawrenceburg to issue bonds.....	532	544	608	972 995 929, 994
319	To allow Humboldt to issue street bonds.....	322	.....	387	413 412
323	To create school district in Johnson County.....	384	396	404	423 432 411, 432
325	To allow Roane County to issue bonds.....	356	.....	412	428 428
332	To allow Memphis to convey certain alleys to Shelby County.....	533	544	608	679 790 671, 789
334	To require Davidson County to pay indebtedness of Thirteenth School District.....	522	544	608	679 790 929, 789
336	To amend charter of Humboldt.....	533	544	608	840 870 775, 870
342	To provide more perfect consolidation of county high schools.....	844	863	932	.....
348	To allow street railways to condemn property.....	851	.....	877	945
355	To amend charter of Nashville.....	585	.....	.....	.....
356	To regulate county mutual fire insurance companies.....	788	.....	859	976 484, 976
357	To regulate mutual fire insurance companies from other States.....	788	.....	858	976
359	To provide for the recognition and regulation of State mutual fire insurance companies.....	788	.....	859	976 484, 976
366	To create Board of Education for Davidson County.....	533	540	609	841 937 929, 936
378	To create school district in Hardeman County.....	533	544	609	837 937 929, 936
379	To amend charter of Middleton.....	522	544	609	866 937 775, 936
380	To repeal charter of Clarksville.....	488	.....	508	560 560
381	To incorporate Clarksville.....	488	.....	508	1012 665, 667, 669, 789, 947, 948,
382	To allow Clarksville to issue bonds for waterworks.....	633	.....	970	976, 993, 1012
383	To allow Henderson to issue bonds.....	585	.....	623	645 645
406	To incorporate Mount Pleasant.....	586	.....	592	765 764
408	To amend Act regulating construction of turnpikes.....	533	544	.....	560 601 600
411	To repeal Act allowing Maury County to issue bonds.....	522	546	598	608 637 633
419	To promote the establishment of free public libraries.....	989	.....	.....	..... 1003
423	To create school district in Gibson County.....	522	540	609	.....
426	To allow certain counties to condemn land for public use.....	852	863	.....	976 995 994
427	To allow certain counties to condemn land for road purposes.....	764	.....	839	870 870

SENATE BILLS—Continued.

Number	TITLE	Trans- mitted	First Reading	Second Reading	Third Reading	Signed by Speaker	OTHER ACTION
428	To allow certain counties to condemn land for bridges.....	764	....	....	977	995	994
429	To allow certain counties to condemn land for bridges.....	844	....	....	977	995	994
430	To allow Jackson to issue bonds for debt.....	764	....	....	960	....	....
431	To allow Jackson to issue bonds for debt.....	844	863	932	959	995	994
432	To direct application of tax levied by Hamblen County.....	836	864	932	966	995	940, 994
434	To authorize Hamblen County to levy special tax.....	836	863	932	967	995	994
437	To allow Hamblen County to issue bonds.....	852	863	932	967	995	994
441	To create school district in Smith and Wilson Counties.....	633	679	758	839	675	783, 674
444	To allow Scott County to issue bonds for bridges.....	585	....	....	983	....	....
445	To allow Scott County to issue bonds for bridges.....	585	....	....	965	995	994
450	To fix time of holding court in Sullivan County.....	504	....	....	517	535	535
455	To legalize subsidies of Knox County Court to charitable institu- tions.....	522	540	609	....	....	617
465	To declare and make more specific forms and duties of interur- ban railroads.....	585	....	....	877	939	....
467	To allow Board of Trustees of certain academies to transfer property.....	967	....	....	994	1012	1012
470	To amend Act allowing Bristol to issue bonds.....	533	545	609	777	849	775, 849
473	To allow Clinton to levy special tax.....	764	841	864	978	995	994
474	To allow Trenton to issue bonds.....	585	....	....	594	637	633
489	To change line between Hardeman and Madison Counties.....	633	660	759	974	995	994
490	To allow Madison County to issue road bonds.....	533	544	609	960	995	994, 630
493	To amend charter of Chattanooga.....	550	....	....	....	....	554
496	To establish State reformatory.....	980	....	....	999	1012	1012
501	To amend Chapter 83 of Acts of 1901.....	504	544	610	780	849	775, 849
503	To create school district in Wilson County.....	585	676	758	838	675	783, 674
505	To change corporate limits of McMinnville.....	852	863	932	....	....	....
507	To amend charter of Nashville relative to City Judge.....	533	544	610	836	675	528, 674

508	To amend Act redistricting Davidson County.....	522	525	545	592	668	554, 665
511	To create school district in Crockett County.....	633	.....	.....	.....	.....	.....
512	To amend assessment Act of 1903.....	533	544	666	.....	.....	.....
520	To extend corporate limits of Lawrenceburg.....	764	839	864	972	995	994
535	To protect certain fraternal and charitable institutions.....	983	.....	.....	992	998	998
546	To authorize Memphis to issue bonds to refund part of indebtedness.....	555	.....	.....	590	637	633
548	To amend charter of Nashville as to Board of Public Works.....	550	603	.....	.....	.....	.....
551	To amend charter of Dyersburg.....	557	603	664	842	675	775, 674
552	To create State Geological Commission.....	869	933	956	.....	.....	1003
562	To amend Act creating Criminal Court for Maury County.....	533	.....	.....	548	560	560
563	To allow Maury County to issue bonds.....	633	.....	.....	778	849	849
564	To prescribe manner of turnpike obtaining right of way in certain cases.....	522	.....	.....	527	551	551
568	To amend charter of Tullahoma.....	633	864	932	.....	.....	.....
580	To allow Coffee County to issue bonds.....	599	.....	.....	784	870	870
583	To allow Loudon County to issue bonds.....	789	841	.....	964	995	994
585	To prohibit enticing away of laborers.....	836	862	932	.....	.....	.....
586	To amend charter of Lookout Mountain.....	533	.....	.....	963	.....	.....
591	To allow certain counties to condemn property for bridge purposes.....	959	.....	.....	.....	.....	.....
592	To amend Sections 1325 and 1348 of the Code.....	980	.....	.....	.....	.....	.....
593	To allow Ripley to issue bonds.....	585	.....	.....	608	637	634
597	To change line between certain districts in Hamilton County.....	555	.....	.....	620	645	645
599	To allow Funding Board to employ proceeds of sinking fund to purchase bonds.....	665	862	933	941	976	.....
600	To allow Gibson County to issue bonds.....	586	.....	.....	625	668	665
609	To allow certain counties to make appropriations for bonded indebtedness.....	983	.....	.....	986	995	994
611	To regulate business of life and casualty insurance on assessment plan.....	851	.....	.....	860	937	936
621	To regulate compensation of Clerks in certain counties.....	788	841	864	.....	.....	.....
623	To allow Dresden to issue bonds.....	633	660	759	.....	.....	.....
624	To provide road law for certain counties.....	557	778	847	866	945	.....
633	To create school district in Unicoi County.....	633	660	759	841	870	775, 783, 870
645	To provide road law for certain counties.....	555	.....	.....	595	790	789
648	To amend charter of Harriman.....	555	.....	.....	563	601	600
655	To repeal Act creating school district in Putnam County.....	764	.....	.....	968	995	994
657	To create Jury Commission for Marshall County.....	586	.....	.....	781	849	849



SENATE BILLS—Continued.

Number	TITLE	Trans- mitted	First Reading	Second Reading	Third Reading	Signed by Speaker	OTHER ACTION
659	To create school district in Sullivan County.....	633	....	....	680	790 789	
661	To repeal the charter of Summertown.....	836	863	933	933	978 998	
662	To incorporate Summertown .....	836	863	933	978	1012 1012	
668	To amend Act of 1903 for inspection of fertilizers.....	844	863	932	996	1012 1012	
670	To provide road law for certain counties (Stewart).....	586	660	758	867	976 844, 976	
673	To change line between Bedford and Monroe Counties.....	633	660	759	838	870 870	
675	To create school district in Lawrence County.....	836	862	932	....	....	
678	To create school district in Overton County.....	764	....	....	....	....	
679	To amend Act creating school district in Weakley County.....	633	660	759	970	995 994	
680	To enact general assessment law.....	764	839	864	937	995 934, 994	
682	To amend the charter of Nashville.....	836	....	....	836	675 674	
684	To require corporations to file certain information with the Sec- retary of State .....	788	....	....	847	976 976	
686	To change corporate limits of McMinnville.....	980	....	....	....	....	
690	To enable certain counties to issue bonds.....	844	862	932	962	995 994	
692	To amend school law for certain counties.....	633	643	660	682	....	
694	To amend Act providing form of charter of clubs.....	600	....	....	668	790 789	
698	To amend charter of Cornersville.....	633	660	759	....	....	
703	To provide road law for Madison County.....	877	933	....	961	995 994	
704	To incorporate McEwen .....	669	....	....	780	849 849	
709	To allow counties levying taxes to use the same in paying for bonds .....	936	955	....	....	....	
710	To create State Board of Elections.....	644	....	....	792	945	
711	To create County Boards of Elections.....	644	....	....	792	945	
712	To amend charter of Sparta.....	669	....	....	675	790 789	
714	To create school district in Wilson County.....	641	....	....	668	765 764	
717	To amend Act for straightening out of Big Sandy River.....	869	933	956	962	995 994	
718	To amend charter of Big Sandy.....	836	862	....	996	1012 1012	
738	To incorporate Ellendale .....	765	....	....	....	....	

741	To amend the charter of Binghamton.....	788	.....	838	675 674
742	To amend charter of Binghamton.....	788	.....	838	675 674
743	To amend charter of Binghamton.....	788	.....	838	.....
744	To authorize Binghamton to issue bonds.....	788	.....	838	937 936
749	To establish Department of Immigration.....	869	.....	940	976 939, 970
750	To extend corporate limits of Cookeville.....	788	.....	968	986 986
753	To amend charter of Cookeville.....	836	.....	968	995 994
756	To authorize Odd Fellows' lodges to mortgage real estate.....	836	862	995	1012 1012
758	To regulate compensation of Commissioners in certain counties.....	852	863	932	972 995 994
759	To amend revenue law of 1903.....	852	863	932	980 995 994
764	To authorize Campbell County to issue bonds for roads.....	788	.....	965	995 994
767	To amend charter of Paris.....	852	.....	962	995 994
780	To amend charter of Nashville.....	945	955	.....	.....
783	To amend charter of Cookeville.....	844	.....	968	986 986
787	To extend power of railroad companies to condemn property.....	936	.....	954	986 986
794	To allow Pulaski to issue bonds.....	967	.....	970	995 994
801	To incorporate Henry.....	851	.....	962	995 994
804	To create school district in Bedford County.....	869	.....	978	995 994
808	To allow Elount County to issue bonds for courthouse.....	937	956	.....	966 995 994
809	To incorporate White Pine.....	869	933	976	.....
810	To amend Act regulating practice of medicine and surgery.....	945	955	.....	996 1012 1012
814	To amend Jury Commission Act for Shelby County.....	936	956	.....	963 995 994
817	To amend Act redistricting Greene County.....	959	.....	.....	.....
818	To provide road law for certain counties.....	877	933	956	978 995 994
820	To extend corporate limits of Pulaski.....	967	.....	.....	970 995 994
822	To allow Ethridge to issue bonds.....	945	955	.....	981 995 994
835	To allow Sparta to issue bonds.....	959	.....	.....	964 995 994
843	To amend Act allowing County Courts to establish county high schools.....	980	.....	.....	.....
848	To amend charter of Newbern.....	877	933	956	972 995 994
852	To create office of County Judge for Hickman County.....	852	.....	866	939
853	To create Criminal Court for Hickman County.....	936	956	.....	970 995 994
860	To amend Chapter 17, Acts of 1897.....	945	955	.....	1019 1022 1022
861	To extend the corporate limits of Cookeville.....	980	.....	.....	.....
866	To change line between Moore and Franklin Counties.....	989	.....	.....	.....
867	To provide for inspection of liquors and beer.....	867	867	931	.....
871	To amend charter of Hill City.....	945	955	.....	.....
872	To create Jury Commission for certain counties.....	959	.....	973	995 994

SENATE BILLS—Continued.

Number	TITLE	Trans- mitted	First Reading	Second Reading	Third Reading	Signed by Speaker	OTHER ACTION
883	To amend charter of Crossville.....	945	955	.....	972	995 994	..
892	To create new civil district in Henry County.....	967	.....	.....	978	995 994	..
898	To permit certain children in Davidson County to attend Nash- ville schools .....	978	.....	.....	980	995 994	..

# HOUSE RESOLUTIONS.

Number	AUTHOR	TITLE	Presented	Adopted	Signed by Speaker
1	Dixon . . . .	To adopt Rules of House of Fifty-fourth General Assembly . . . . .	8	8	12
2	Bradley . . . .	To authorize Speaker to appoint certain officers . . . . .	9	9	12
3	McElroy . . . .	To give members \$10 for stamps . . . . .	11	11	12
4	Dixon . . . .	To compensate Sergeant-at-arms for putting House in order . . . . .	13	13	31
5	Davidson Del. .	To print Governor's message . . . . .	30	30	32
6	Chestnut . . . .	To thank Hon. W. P. Brownlow for Congressional Digest . . . . .	30	30	32
7	Benham . . . .	To set apart offices for Clerks of the House . . . . .	30	30	32
8	Gordon . . . .	Relative to resolution setting aside offices for Clerks . . . . .	33	33	37
9	Gordon . . . .	To appoint porters for the House . . . . .	34	35	37
10	Gordon . . . .	To authorize the printing of Rules of the House . . . . .	35	35	37
11	Bradley . . . .	To direct Clerk to prepare roster of House . . . . .	37	37	44
12	Burkhalter . . .	To invite Industrial School to attend inauguration of Governor . . . . .	38	38	44
13	Davidson Del. .	To authorize purchase of Shannon's Code . . . . .	43	43	44
14	Murray . . . .	To appoint committee to find Codes of last session . . . . .	44	44	51
15	MacFarland . . .	To extend sympathy to J. H. Acklen on death of son . . . . .	51	51	81
16	Scott . . . .	To extend thanks to Tennessee Federation of Labor for smoker . . . . .	63	63	73
17	Fielder . . . .	To purchase Codes for use of committees . . . . .	74	74	88
18	Purveyar . . . .	To fix time of meeting for standing committees . . . . .	74	74	88
19	Meadows . . . .	To print House Bill No. 11 . . . . .	74	74	88
20	Lipscomb . . . .	Relative to purchase of Gen. Cheatham's portrait . . . . .	83	83	92
21	Bradley . . . .	To direct Clerk to prepare calendar of House . . . . .	83	83	92
22	Boucher . . . .	To return thanks to newspapers of State for courtesies . . . . .	92	92	126

HOUSE RESOLUTIONS—Continued.

Number	AUTHOR	TITLE	Presented	Adopted	Signed by Speaker
23	Gordon . . . . .	To allow members money for stamps. . . . .	92	92	136
24	Gordon . . . . .	To express thanks to Senator Carmack for speech in United States Senate relative to discharge of negro soldiers . . . . .	97	97	136
25	Stainback . . . . .	To appoint committee to hear proof in Brooks-Hickey contest . . . . .	105	105	136
26	Worley . . . . .	To print Governor's message . . . . .	125	125	137
27	McElroy . . . . .	To prohibit agents' entrance to House . . . . .	126	126	137
28	Gordon . . . . .	To confirm action of committee in Brooks-Hickey contest . . . . .	136	136	149
29	Burkhalter . . . . .	To require chairmen of committees to post time of meeting . . . . .	136	136	149
30	Sneed . . . . .	To direct Sergeant-at-arms to remain during recess. . . . .	136	136	149
31	Peay . . . . .	To invite Gen. Stephen D. Lee to address Legislature . . . . .	139	139	149
32	Lane . . . . .	Relative to expense of Election Committee . . . . .	142	142	164
33	York . . . . .	To provide for better road law . . . . .	147	147	164
34	Gordon . . . . .	To return thanks to General Lee for address . . . . .	148	148	164
35	Lane . . . . .	To appoint committee to investigate railroad rates . . . . .	168	168	164
36	Lipscomb . . . . .	To defray expenses of hanging portrait of General Cheatham . . . . .	185	185	164
37	Galloway . . . . .	To require chairmen of standing committees to report in regular order . . . . .	190	190	164
38	Marr . . . . .	To refer action on four-mile law to Representatives whose cities are affected . . . . .	203	203	164
39	Cottrell . . . . .	To authorize printing of the vagrancy bill . . . . .	204	204	227
40	Perry . . . . .	To extend sympathy to Hon. J. W. Rowan in his illness . . . . .	214	214	227
41	MacFarland . . . . .	To retain Z. P. Lee as Doorkeeper during recess . . . . .	222	222	236

42	Worley . . . . .	To authorize Engrossing Clerks and Assistants to remain during recess . . . . .	239	240	253
43	Howland . . . . .	To print House Bill 318 to regulate banking . . . . .	240	240	253
44	McElroy . . . . .	To authorize Committee on Charitable Institutions to retain James K. Polk . . . . .	255	255	258
45	Bradley . . . . .	To express sorrow upon death of Hon. H. C. Crunk . . . . .	255	255	258
46	Benham . . . . .	To indorse Senate in demanding explanation of editorial in Commercial-Appeal . . . . .	256	256	270
47	Hall . . . . .	To authorize appointment of Isom Byrom as Sergeant-at-arms of Penitentiary Committee during recess . . . . .	270	270	293
48	Cummings . . . . .	To print pure food bill . . . . .	271	271	293
49	White et al. . . . .	To delay appropriation bills until revenue bill is passed . . . . .	271	271	293
50	Meadows et al. . . . .	To send Tollett road bill to Committee on Roads . . . . .	289	289	302
51	McElroy . . . . .	To direct Sergeant-at-arms to procure House Bill 403 from Committee on Liquor Traffic . . . . .	302	302	338
52	Dixon . . . . .	To fix per diem of porters . . . . .	338	338	342
53	Cooper (Shel.) . . . . .	To appoint committee to investigate the taking of pure food bill . . . . .	339	339	341
54	Marr . . . . .	To authorize Superintendent of Capitol to retain two porters . . . . .	340	340	342
55	Sneed . . . . .	To condemn City Council of Nashville for attack on Speaker . . . . .	357	357	377
56	Dunavant . . . . .	To extend sympathy to Doorkeeper Lee on death in family . . . . .	359	359	377
57	Cottrell et al. . . . .	To express sorrow upon death of Hon. E. F. Mynatt . . . . .	360	360	377
58	Horton . . . . .	To appoint committee to investigate action of City Council of Nashville . . . . .	360	360	377
59	Burkhalter . . . . .	To express sorrow upon death of sister-in-law of Representative McElroy . . . . .	437	437	443
60	Lane . . . . .	To pay Z. P. Lee \$4 per diem for work during recess . . . . .	473	473	553
61	McElroy . . . . .	To appoint Assistant Doorkeeper . . . . .	520	520	553
61½	Neal et al. . . . .	To authorize Sergeant-at-arms to take an appeal to the Supreme Court in the habeas corpus decision . . . . .	526	526	553
62	Largent . . . . .	To appoint Assistant Doorkeeper of House . . . . .	583	583	587
63	Webb . . . . .	To express sympathy to Representative Rambo in his illness . . . . .	583	583	587

HOUSE RESOLUTIONS—Continued.

Number	AUTHOR	TITLE	Presented	Adopted	Signed by Speaker
64	Neal et al. . . .	To expel Representative Candler as member of House	622	631	638
65	Cooper (Shel.).	To accept apology of Representative Candler . . . . .	631	631	638
66	Stainback . . . .	To investigate theft of Jackson charter bill . . . . .	634	634	638
67	Garnett . . . . .	To express sorrow at death of Representative Cooper's daughter . . . . .	644	644	683
68	MacFarland . . .	To eliminate amount set aside for refurnishing halls of House and Senate Chamber from the appropriation bill . . . . .	758	782	790
69	Fielder . . . . .	To express sorrow at death of Senator John M. Graham . . . . .	782	782	790
70	Everett, Burk.	To express sorrow at death of Hon. D. T. Mayo, member of the Fifty-fourth General Assembly.	955	955	972
71	Gordon . . . . .	To express thanks to reporters for the fair reports given . . . . .	991	991	995
72	Dixon . . . . .	Directing Comptroller relative to charging of certain accounts . . . . .	1011	1011	1012
73	Puryear . . . . .	To express sorrow at the death of Hon. Dave Che-nault . . . . .	1021	1021	1022

# HOUSE JOINT RESOLUTIONS.

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Number	AUTHOR	TITLE	Presented	Adopted	Concurred in by Senate	Signed by Speaker	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
1	Chestnut . . .	To appoint committee to investigate offices of Comptroller and Treasurer . . . . .	8	9	80	92	100	137	87, 91, 139, 1007
2	Dixon . . . .	To provide for deficiency in Capitol expenses . . . . .	9	144	175	182	184	205	42, 159, 180
3	Benham . . .	To appoint committee to ascertain cost of refunding House and Senate . . . . .	9	9	31	37	39	42	195
4	Gordon . . . .	To provide for porters for General Assembly . . . . .	9	9	.....	.....	.....	.....	31
5	Wilkerson . .	To make January 17 day for inauguration of Governor . . . . .	11	11	31	37	39	42	
6	McElroy . . .	To provide for committee to investigate management of Capitol . . . . .	30	30	80	88	100	137	81, 170
7	Burkhalter . .	Commending President Roosevelt for discharging negro soldiers . . . . .	33	33	39	.....	.....	.....	36, 43
8	Gordon . . . .	Fixing number of members on investigating tours . . . . .	38	39	59	137	140	149	43, 43, 63, 80, 91, 100, 136, 339, 455
9	Dickens . . . .	To fix rules regarding Investigating Committee . . . . .	43	43	59	81	100	137	46
10	Meadows . . .	To appoint committee to investigate Old Soldiers' Home . . . . .	43	43	.....	.....	.....	.....	46, 59
11	Webb . . . . .	To authorize Knoxville Power Company to construct dam across Little Tennessee River . . . . .	51	.....	.....	.....	.....	.....	73, 78
11½	Neal . . . . .	Relative to establishing gubernatorial succession . . . . .	60	.....	.....	.....	.....	.....	941
12	Burkhalter . .	To return thanks to Industrial School and Blind School Bands . . . . .	74	74	140	164	166	183	81, 159
13	McElroy . . .	To pay expenses of inauguration . . . . .	79	79	140	164	166	183	81, 159
14	Gordon . . . .	To ascertain cost of General Cheatham's portrait . . . . .	79	79	140	164	166	183	81, 159, 396, 411
15	Armitage . . .	To appoint committee to investigate State archives . . . . .	83	83	157	164	166	183	91, 159, 165, 431
16	Marr . . . . .	To invite Dr. J. N. McCormick to address Legislature . . . . .	92	92	100	126	140	149	94, 108, 145
17	Hall . . . . .	To fix time for legislative recess . . . . .	107	107	211	253	253	263	136, 216, 227, 232, 237, 250



HOUSE JOINT RESOLUTIONS—Continued.

Number	AUTHOR	TITLE	Presented	Adopted	Concurred in by Senate	Signed by Speaker	Signed by Sp. Senate	Signed by Governor	OTHER ACTION
18	Howland . . . . .	To limit membership of investigating committees. . . . .	126	126	140	164	166	183	136, 144, 159
19	Scott . . . . .	To appoint committee to investigate telephone com- pany . . . . .	138	139	...	...	...	...	147, 343
20	Gordon . . . . .	To invite Jamestown Exposition Commissioners to deliver addresses . . . . .	139	139	139	149	166	183	147, 158, 165
21	Marr et al. . . . .	To return thanks to Dr. McCormick for address. . . . .	147	147	175	182	184	205	159, 180
22	Felder . . . . .	To authorize Chairman of House Committee to act as Chairman of Joint Investigating Committee. . . . .	156	...	...	...	...	...	...
23	Puryear . . . . .	To appoint joint committee to prepare revenue bill. . . . .	159	172	...	...	...	...	183, 197, 268, 343
24	Holman . . . . .	Relative to polygamy . . . . .	159	...	...	...	...	...	...
25	Kenney . . . . .	To require duplicates of bills introduced. . . . .	159	...	...	...	...	...	180
26	Chestnut . . . . .	To refund money to Clerk and Master of Hawkins County . . . . .	168	370	452	476	486	523	388, 475
27	MacFarland . . . . .	Directing an inquiry into car shortage at Brushy Mountain . . . . .	174	174	187	204	211	236	180, 203
28	Benham et al. . . . .	To appoint committee to furnish House and Senate.	196	196	215	227	233	236	203, 225, 227
29	Holman . . . . .	To appoint committee to investigate office of Secre- tary of State . . . . .	212	212	236	253	253	263	223, 250, 342, 455
30	Schubert . . . . .	To authorize appointment of Special Insurance Com- mittee . . . . .	228	234	238	253	253	263	236, 250, 342, 482, 797
31	Gordon . . . . .	To authorize Railroad Committee to summons wit- nesses . . . . .	239	239	...	...	...	...	250, 318
32	Bradley, Pur- ernor . . . . .	To authorize committee to furnish office of Gov- ernor . . . . .	240	240	253	258	265	301	250
33	Peay . . . . .	To amend House Joint Resolution No. 8 relative to Investigating Committee . . . . .	270	270	335	336	336	342	336
34	Lane . . . . .	To appoint committee to investigate railroad rates. . . . .	270	270	318	335	335	340	275, 333, 334, 342, 546
35	Wilkerson . . . . .	To advertise purchase of homemade goods, etc. . . . .	270	...	...	...	...	...	...
36	Cottrell . . . . .	To investigate status of poultry industry in Tennes- see . . . . .	271	271	451	476	486	523	475

37	Horton, Mead.	To appoint joint committee to investigate illuminating oils	271	271	.....	.....	.....	275, 318
38	McElroy . . .	To authorize Joint Educational Committee to retain Isom Byrom	289	289	.....	.....	.....	384
39	Matthews . . .	To increase membership of Special Insurance Committee	304	304	340	342	342	342 305, 318, 336, 341
40	Schubert . . .	To retain Sergeant-at-arms of House Joint Insurance Committee	318	318	336	347	370	407 320, 338, 343, 370
41	Puryear . . .	To amend resolution fixing legislative recess	331	331	334	335	335	335 333, 335
42	Puryear . . .	To authorize appointment of committee to draft revenue and assessment bills	333	333	356	377	384	407 334, 342, 377
43	Gordon . . .	To prevent any further recesses until adjournment	343	.....	.....	.....	.....	.....
44	Burkhalter . .	To invite W. J. Bryan to address Legislature	344	344	384	389	402	453 359, 388
45	Davidson Del.	To set apart home-coming week	387	387	474	488	506	523 400, 486
46	Lane . . .	To allow Doorkeeper of House \$4 per day for rear work	417	417	451	.....	.....	432
47	Jackson et al.	To invite Mrs. Lillian M. Stevens to address Legislature	417	417	451	476	486	523 475
48	Tatum . . .	To indorse Heflin bill in Congress for the return of the cotton tax	418	418	451	476	486	523 432, 475
49	Murray et al.	To further compensate committee to investigate affairs of the Secretary of State	440	440	474	488	506	523 486
50	Peay . . .	To fix the time to elect Register of the State	471	471	607	790	836	934 486, 782, 790
51	Schubert et al.	Relative to the conveying of the remains of W. Lewis to Oregon	520	520	.....	.....	.....	551, 1023
52	Burkhalter . .	To express regret at inability of W. J. Bryan to address Legislature	530	530	.....	.....	.....	553, 1023
53	Dickens et al.	To invite Joseph W. Bailey to address Legislature	571	571	.....	.....	.....	576, 1023
54	MacFarland . .	To instruct State Treasurer not to make full settlement with members, etc	942	.....	.....	.....	.....	942
55	Perry . . .	To authorize Governor to appoint Reception Committee for home-coming week	955	955	.....	.....	.....	971, 1023
56	Matthews et al.	To indorse aims and purposes of Colored Industrial School	959	959	997	998	1002	1018 971, 998
57	Hall, Drumm'd	To authorize American flag displayed on State Capitol	974	974	997	998	1002	1018 976, 998
58	Benham . . .	To fix hour of final adjournment of Fifty-fifth General Assembly	987	.....	.....	.....	.....	987

# SENATE JOINT RESOLUTIONS.

Number	TITLE	Trans- mitted	Con- curred in	Signed by Speaker	OTHER ACTION
2	To fix time for election of United States Senator.....	39	42	64 58, 64, 99	
4	To indorse national legislation in aid of rivers and harbors.....	35	42	64 64	
5	To investigate office of State Board of Health.....	57	58	64 64, 89, 90	
7	To canvass the vote for Governor.....	43	47	58 57, 63	
8	To grant Knoxville Power Company right to dam Tennessee River	64	77	100 70, 73, 100	
9	Indorsing course of President Roosevelt and Senator Carmack in the Brownsville affair.....	100	132	158 158	
10	Regulating Federal aid for improvement of county highways....	128	132	158 158	
14	Relative to Chairman of Investigating Committee.....	166	.....	172	
15	Relative to return of Confederate flags.....	170	172	.....	
16	To appoint committee to draft uniform school law.....	170	172	..... 204	
18	To investigate Department of Game, Fish, and Forestry.....	181	193	209 205, 212, 247	
19	To appoint committee to furnish the two Houses.....	202	216	228 227	
21	To authorize Sergeant-at-arms to accompany Penitentiary Com- mittee.....	269	293	311 311	
22	Directing Joint Insurance Committee to make certain investiga- tions.....	305	306	320 320, 798	
24	To authorize Penitentiary Committee to employ accountants.....	322	323	334	
26	Directing Educational Committee to make certain investigations.....	335	370	402 402	
27	To extend time of report of Committee on Charitable Institutions	369	370	402 402	
28	To extend time of report of Committee on Penitentiary.....	369	369	385 385	
29	To fix time for election of Comptroller and Treasurer.....	427	427	432 432	
30	To purchase portrait of General Cheatham.....	522	551	560 560	
31	To authorize Governor to call conference of labor people and man- ufacturers.....	631	841	675 674	
32	To print report of Penitentiary Committee.....	669	671	790 789	
33	To authorize purchase of land by Penitentiary Commissioners....	858	994	995	
34	To preserve certain Confederate flags.....	844	845	936	

35	To fix time for adjournment of General Assembly.....	997	1021	1022	1022, 1022
36	Relative to printing of Acts in two volumes.....	780	.....	.....	.....
39	To elect Land Register for the State.....	997	.....	.....	.....
40	To pay Ed Buford certain money.....	1018	1021	1022	1022















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